TO 12-31-2015

03/26/2015

VIOLATION DATE :

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: D.B.A

1285 DEALY LANE ADDRESS

172888

NAPA CA 94559 COUNTY: OUTSTATE

LICENSEE(S) : RENTERIA WINES LLC INTEREST : LLC

A DIRECT SHIPPER, FAILED TO INCLUDE ITS DIRECT SHIPPING LICENSE NUMBER, THE ORDER NUMBER CHARGE

AND THE NAME OF THE PERSON PLACING THE ORDER ON THE PACKAGE: (LCC INV NICKEL)

11-16-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS

FROM THE DATE OF THIS ORDER.

COMPLAINT NO: 172884 03/27/2015 VIOLATION DATE :

D.B.A

ADDRESS 2925 ANDERSON

> PASO ROBLES CA 93446 COUNTY: OUTSTATE

LICENSEE(S): MIDNIGHT CELLARS, INC. INTEREST : CRP

A DIRECT SHIPPER, FAILED TO INCLUDE ITS DIRECT SHIPPING LICENSE NUMBER, THE ORDER NUMBER CHARGE

AND THE NAME OF THE PERSON PLACING THE ORDER ON THE PACKAGE: (LCC INV NICKEL)

COMM. ORDER :

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS

FROM THE DATE OF THIS ORDER

COMPLAINT NO: 173087 VIOLATION DATE : 04/21/2015

D.B.A :

5806 HWY 42 ADDRESS

> STURGEON BAY WI 54235 COUNTY: OUTSTATE

LICENSEE(S): C & N CORPORATION CRP INTEREST :

SOLD, DELIVERED, OR IMPORTED WINE, TO CONSUMERS IN THIS STATE BY MEANS OF MAIL ORDER, CHARGE

INTERNET, TELEPHONE, COMPUTER, DEVICE, OR OTHER ELECTRONIC MEANS WITHOUT OBTAINING AND MAINTAINING A DIRECT SHIPPER LICENSE : (LCC INV RADEMACHER)

COMM. ORDER : 10-26-2015 LIC ACK COMMISSIONER GAFFNEY

> 12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 10 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

> ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 171711 VIOLATION DATE : 01/09/2015

PRAIRIEWOOD GOLF COURSE D.B.A

ADDRESS 315 PRAIRIEWOOD

> OTSEGO MI 49078 COUNTY: ALLEGAN

LICENSEE(S): PRAIRIEWOOD GOLF CLUB, LLC INTEREST :

1) LEASED, SOLD OR TRANSFERRED POSSESSION OF A PORTION OF THE LICENSED PREMISES, WITHOUT CHARGE

THE PRIOR WRITTEN APPROVAL OF THE COMMISSION; 2) SOLD OR TRANSFERRED THE LICENSE, OR AN INTEREST IN THE LICENSE TO DEYOUNG FARMLAND, LLC, WITHOUT THE PRIOR APPROVAL OF THE MICHIGAN LIOUOR CONTROL COMMISSION; 3) FAILED TO RETURN LICENSE(S) AND PERMIT(S) TO THE COMMISSION AFTER CLOSING ACTIVE OPERATION; 4) FAILED TO MAKE REQUIRED RECORDS AVAILABLE

FOR INSPECTION : (LCC INV MULDER)

09-24-2015 HEARING HELD GRAND RAPIDS GAFFNEY/GEISSLER/DECLERCQ HEARING ADJORNED ON RECORD COMM. ORDER :

LICENSEE WANTS ATTORNEY

11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ RULE 15(D)

12-03-2015 IN DETERMINING PENALTY, THE ADMINISTRATIVE LAW JUDGE CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON AUGUST 12, 2011, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 EACH FOR CHARGE NOS. 1 THRU 4, BEING A TOTAL FINE OF \$1200, IN THIS MATTER WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER.

FURTHER, DUE TO THE UNDERLYING FACTS OF THIS CASE, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ANY AND ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THE LICENSEE AT THE ABOVE-NAMED ADDRESS BE REVOKED.

FURTHER, THE ADMINISTRATIVE LAW JUDGE WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER RULE 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES.

COMPLAINT NO: 173681 VIOLATION DATE : 07/18/2015

D.B.A :

509 CAVANAUGH ADDRESS

> ALPENA MI 49707 COUNTY: ALPENA

LICENSEE(S): HURON DISTRIBUTORS, INC. INTEREST :

1) FAILED, REFUSED, OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION, DATED OCTOBER CHARGE 27, 1999, ISSUED RELATIVE TO THE APPLICATION OF ADMINISTRATIVE RULE 436.1321(1) - (3); 2)

GAVE SOMETHING OF VALUE TO A CUSTOMER, SPECIFICALLY: VARIOUS LOGOED MERCHANDISE: (LCC

INVS RANSHAW AND COMBER)

11-06-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 12-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE OF \$200 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE

OF THIS ORDER.

COMPLAINT NO: 173306 VIOLATION DATE : 09/06/2015

JIM'S BAR D.B.A : ADDRESS 1317 CASS

> MI 48706 BAY CITY COUNTY: BAY

LICENSEE(S): GWIZDALA, JAMES E GPT INTEREST :

PREMO, JAMES E INTEREST : TND

1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO JAMES PALMER, WHO WAS IN AN INTOXICATED OR CHARGE VISIBLY INTOXICATED CONDITION; 2) ALLOWED JAMES PALMER, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED JAMES PALMER, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED

PREMISES; 4) ALLOWED AN AGENT, CLERK, OR EMPLOYEE, SARAH RODRIGUEZ, TO BE ON THE LICENSED PREMISES IN AN INTOXICATED CONDITION: (BAY CITY PD, OFC MEYER)

11-04-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 12-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR CHARGE NO.1; \$100 EACH FOR CHARGE NOS.2 AND 3; AND \$300 FOR CHARGE NO.4; FOR A TOTAL FINE OF \$1,000 IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$,1000 IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

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TO 12-31-2015

## **ORIGINAL DECISION REPORT FROM 12-01-2015**

COMPLAINT NO: 173086 VIOLATION DATE: 03/23/2015

D.B.A : FOUNDER'S WINE CELLAR

ADDRESS : 8963 HILLS RD

BARODA MI 49101 COUNTY: BERRIEN

LICENSEE(S): OLSON, LEONARD R INTEREST: IND

CHARGE: SOLD, DELIVERED, OR IMPORTED WINE, TO CONSUMERS IN THIS STATE BY MEANS OF MAIL ORDER,

INTERNET, TELEPHONE, COMPUTER, DEVICE, OR OTHER ELECTRONIC MEANS WITHOUT OBTAINING AND

MAINTAINING A DIRECT SHIPPER LICENSE : (LCC INV MANN)

COMM. ORDER: 10-28-2015 LIC ACK COMMISSIONER GAFFNEY

12-08-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

**COMPLAINT NO:** 173567 **VIOLATION DATE:** 02/25/2015

**D.B.A** : RITE AID #04239 **ADDRESS** : 6535 PAW PAW

COLOMA MI 49038 COUNTY: BERRIEN

LICENSEE(S): RITE AID OF MICHIGAN, INC. INTEREST: CRP

CHARGE : ELLEN DAUGHTRY, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN

ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO MINOR

: (LCC INV SCHMIDT)

CHARGE: TBS 12/7/15 KALAMAZOO - C

COMM. ORDER: 12-07-2015 HEARING HELD KALAMAZOO MOURNING/GEISSLER/DECLERCQ NEG SETTLEMENT

12-22-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$100 FOR THE ONE CHARGE IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE

COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEA IN THIS CASE HAS BEEN ENTERED VOLUNTARILY AND WITH THE FULL

UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD

HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

**COMPLAINT NO:** 172736 **VIOLATION DATE:** 07/18/2015

D.B.A : LAZY PERCH
ADDRESS : 19799 US 12

NEW BUFFALO MI 49117

LICENSEE(S): NR BEACHWOOD, LLC INTEREST: LLC

CHARGE : NSF CHECK \$352.85 \*\*PAID NSF 8/17/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ RULE 15(E)

12-11-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL

RECORD, WHICH SHOWS ONE PREVIOUS VIOLATION, SINCE SECURING COMMISSION LICENSURE ON JANUARY

COUNTY: BERRIEN

3, 2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

FURTHER, AS A PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$50 IN THIS MATTER. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THREE (3) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45)

DAYS FROM THE MAILING DATE OF THIS ORDER.

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173150 **VIOLATION DATE:** 07/15/2015

D.B.A : SILVER BEACH HOTEL

ADDRESS : 100 MAIN

SAINT JOSEPH MI 49085 COUNTY: BERRIEN

LICENSEE(S): ASJJ HOTEL PROPERTIES, INC. INTEREST: CRI

CHARGE: FAILED TO COOPERATE WITH LAW ENFORCEMENT OFFICERS AND/OR OBSTRUCTED LAW ENFORCEMENT OFFICERS IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE

ENFORCING THE MICHIGAN LIQUOR CONTROL CODE : (ST. JOSEPH PD, SGT YONKER AND OFC VAUGHT)

COMM. ORDER: 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ DISMISSED.

12-21-2015 DISMISSED WITH PREJUDICE.

COMPLAINT NO: 173426 VIOLATION DATE: 09/16/2015

D.B.A : SILVER BEACH HOTEL

ADDRESS : 100 MAIN

SAINT JOSEPH MI 49085 COUNTY: BERRIEN

LICENSEE(S): ASJU HOTEL PROPERTIES, INC. INTEREST: CRP

CHARGE: 1) ALLOWED AN AGENT, CLERK, OR EMPLOYEE, ASHLEY WYATT, TO BE ON THE LICENSED PREMISES IN AN INTOXICATED CONDITION; 2) ALLOWED AN AGENT OR EMPLOYEE OF THE LICENSEE, ASHLEY WYATT,

WHO WAS SERVING FOOD OR ALCOHOL TO EAT, DRINK OR MINGLE WITH THE CUSTOMERS : (ST JOSEPH DPS, PSO KOTECKI)

DPS, PSO KOTECKI)

COMM. ORDER: 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ ACK

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$150 EACH FOR A TOTAL OF \$300 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 15 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 172883 VIOLATION DATE: 08/05/2015** 

D.B.A : LOYAL ORDER OF MOOSE COLDWATER LODGE #677

ADDRESS : 117 E CHICAGO

COLDWATER MI 49036 COUNTY: BRANCH

LICENSEE(S): LOYAL ORDER OF MOOSE COLDWATER LODGE #677 INTEREST: CLB

CHARGE: 1) PURCHASED DURING MAY 2015 MORE THAN NINE (9) LITERS OF SPIRITS FROM SUPER LIQUOR,
AND/OR SUPER LIQUOR 2, AND/OR GAYS HOPS N SCHNAPPS #3; 2) PURCHASED DURING JUNE 2015 MORE
THAN NINE (0) LITERS OF SPIRITS FROM FAMILY FARE AND OR SUPER LIQUOR.

THAN NINE (9) LITERS OF SPIRITS FROM FAMILY FARE, AND/OR SUPER LIQUOR, AND/OR SUPER LIQUOR 2, AND/OR WALMART; 3) PURCHASED DURING JULY 2015 MORE THAN NINE (9) LITERS OF SPIRITS FROM SUPER LIQUOR, AND/OR SUPER LIQUOR 2, AND/OR GAYS HOPS N SCHNAPPS #3; 4) GAVE AWAY

ALCOHOLIC LIQUOR : (LCC INV O'FARRELL)

COMM. ORDER: 11-18-2015 LIC ACK COMMISSIONERCLEMENTE

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$75 FOR EACH CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS

FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 171864 **VIOLATION DATE:** 05/28/2015

D.B.A : ELLIOTT'S ONE STOP GROCERY

ADDRESS : 108 W BURR OAK

ATHENS MI 49011 COUNTY: CALHOUN

LICENSEE(S): ELLIOTT'S ONE-STOP GROCERY, LLC INTEREST: LLC

CHARGE: SOLD OR FURNISHED ALCOHOL WITHOUT FULLY COMPLYING WITH THE PROVISIONS OF THE MICHIGAN LIQUOR CONTROL CODE BY FAILING TO RENEW THEIR LIQUOR LICENSE: (LCC INV TRIERWEILER)

COMM. ORDER: 11-09-2015 HEARING HELD LANSING CLEMENTE/HALL/DELCERCQ ACK

12-11-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING COMMISSION LICENSURE ON MARCH 15, 2013, AT THE ABOVE-NAMED LOCATION UNDER

THE CURRENT OWNERSHIP.

AS PENALTY IN THIS MATTER THE COMMISSIONER ORDERS A FINE OF \$50. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THREE (3) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$50 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE COMMISSION FOR THIS LICENSEE.

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TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173484 **VIOLATION DATE:** 08/11/2015

D.B.A : TAQUERIA SAN FRANCISCO

ADDRESS : 595 W COLUMBIA

BATTLE CREEK MI 49015 COUNTY: CALHOUN

LICENSEE(S): DURAN GEMBE LLC INTEREST: LL

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 12-17-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-10-2015:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 12-03-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCQ ACK

12-21-2015 AS PENALTY IN THIS MATTER THE COMMISSIONER ORDERS A FINE OF \$100. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH

ANY OTHER SUSPENSIONS ORDERED BY THE COMMISSION FOR THIS LICENSEE.

**COMPLAINT NO:** 171567 **VIOLATION DATE :** 04/03/2015

D.B.A : NEXT DOOR STORE #1012

ADDRESS : 493 E MAIN

FARWELL MI 48622 COUNTY: CLARE

LICENSEE(S): NEXT DOOR OPERATIONS, LLC (A DELAWARE LIMITED LIABILITY COMPANY) INTEREST: LLC

CHARGE: 1) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, LAN-310 (20); 2) FAILED TO KEEP A LICENSE

ISSUED BY THE MICHIGAN LIQUOR CONTROL COMMISSION, SIGNED, FRAMED UNDER TRANSPARENT MATERIAL, AND/OR FAILED TO PROMINENTLY DISPLAY THE LICENSE IN THE LICENSED PREMISES : (LCC

INV SMITH/CLERK KENDRA ANN MOSHER/ID CHECKED)

COMM. ORDER: 11-03-2015 LIC ACK COMMISSIONER GAFFNEY

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF1)\$500.00, 2)\$100 FOR A TOTAL OF \$600 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 30 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM

THE MAILING DATE OF THIS ORDER. 801(2)

**COMPLAINT NO:** 172863 **VIOLATION DATE:** 07/22/2015

D.B.A : B.JS BUCKHORN SALOON

ADDRESS : 10092 CADILLAC

LAKE MI 48632 COUNTY: CLARE

LICENSEE(S): JOHNSON, SHIRLEY L INTEREST: IN

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR DECOY LAN-336 (18): (LCC INV NICKEL/CLERK

GEORGIA MAE ZION/ID NOT CHECKED)

COMM. ORDER: 10-28-2015 LIC ACK COMMISSIONER GAFFNEY

12-08-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400 FOR THIS CHARGE WITH \$100 WAIVED IN RECOGNITION OF THE LICENSEE'S RECORD OF COMPLIANCE WITH THE MLCC. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO:** 172669 **VIOLATION DATE:** 07/17/2015

D.B.A : GUERRAZZI'S
ADDRESS : 15643 US 27

LANSING MI 48906 COUNTY: CLINTON

LICENSEE(S): GUERRAZZI, INC. INTEREST: CRP

CHARGE: NSF CHECK \$166.23 \*\*PAID NSF IN FULL 09/9/15\*\*

COMM. ORDER: 11-10-2015 LIC ACK COMMISSIONERCLEMENTE

12-21-2015 COMBINED W/172668 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR EACH CHARGE CITED ABOVE, FOR A TOTAL FINE OF \$100. FURTHER, THE COMMISSIONER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$100 IS

NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

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## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 172668 VIOLATION DATE : 07/17/2015

GUERRAZZI'S D.B.A 15643 US 27 ADDRESS

> LANSING MI 48906 COUNTY: CLINTON

LICENSEE(S) : GUERRAZZI, INC. INTEREST : CRP

NSF CHECK \$208.56 \*\*PAID NSF IN FULL 09/9/15\*\* CHARGE

11-10-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-21-2015 COMBINED W/172669 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR EACH CHARGE CITED ABOVE, FOR A TOTAL FINE OF \$100. FURTHER, THE COMMISSIONER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$100 IS

NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER

COMPLAINT NO: 172801 07/24/2015 VIOLATION DATE :

D.B.A FRANK'S PRESS BOX ADDRESS R 1 7216 W SAGINAW

> LANSING MI 48917 COUNTY: EATON

LICENSEE(S): JPD COMPANY OF LANSING, INC. CRP INTEREST :

: NSF CHECK \$1527.23 \*\*PAID NSF IN FULL 8/26/15\*\* CHARGE

11-05-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

COMPLAINT NO: 173891 VIOLATION DATE : 10/21/2015

JIMY'S LIQUOR D.B.A : ADDRESS G- 5425 S DORT

> FLINT MI 48507 COUNTY: GENESEE

LICENSEE(S) : MAJEDA ENTERPRISES, INC. INTEREST : CRP

NSF CHECK \$1078.35 \*\*PAID NSF 11/6/15\*\* CHARGE 11-19-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

COMPLAINT NO: 173791 VIOLATION DATE : 10/12/2015

D.B.A Z'S LIOUOR MART 3007 N FRANKLIN ADDRESS

> FLINT MI 48506 COUNTY: GENESEE

LICENSEE(S) : Z & M ASSAF, INC. INTEREST : CRP

CHARGE NSF CHECK \$823.63 \*\*PAID NSF 10/29/15\*\* 11-06-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 173754 VIOLATION DATE : 10/06/2015

QUICK PICK PARTY STORE III D.B.A

G- 3169 W PASADENA ADDRESS

> FLINT MI 48504 COUNTY: GENESEE

LICENSEE(S): RITA C-STORE, INC. INTEREST : CRP

NSF CHECK \$1846.29 \*\*PAID NSF 10/23/15\*\* CHARGE 11-06-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

12-21-2015 THE COMMISSIONER ORDERS THE CHARGE STATED IN THE ABOVE COMPLAINT DISMISSED FOR

INSUFFICIENT EVIDENCE.

COMPLAINT NO: 171719 VIOLATION DATE : 05/24/2015

D.B.A : SECRETS NIGHT CLUB, LLC

ADDRESS 224 S WASHINGTON

> LANSING MI 48933 COUNTY: INGHAM

LICENSEE(S) : SECRETS NIGHT CLUB, LLC

CHARGE 1) ALLOWED ON THE LICENSED PREMISES THE IMPROPER USE OF A FIREARM, KNIFE OR OTHER WEAPON;

2) ALLOWED THE ANNOYING AND/OR MOLESTING OF A CUSTOMER, MARTAIL ANTHONY REYNOLD, BY ANOTHER CUSTOMER, UNIDENTIFIED SHOOTER; 3) FAILED TO COMPLY WITH ALL STATE AND LOCAL BUILDING, PLUMBING, ZONING, SANITATION, AND HEALTH LAWS, RULES, AND ORDINANCES, SPECIFICALLY: LANSING CODE OF ORDINANCES-CABARETS 808.02 OPERATION; LICENSE REQUIRED, AS

DETERMINED BY THE STATE AND LOCAL LAW ENFORCEMENT OFFICIALS WHO HAVE JURISDICTION :

(LANSING PD, OFCS KELLOM AND STANLEY AND DET CUTLER)

11-11-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM GAFFNEY-AG GEISSLER. COMM. ORDER :

12-04-2015 (4)THE COMMISSIONER ORDERS CHARGE NOS. 1 AND 2, CITED ABOVE, DISMISSED, WITH

PREJUDICE.

THE COMMISSIONER ALSO FINDS THAT ASSISTANT ATTORNEY GENERAL GEISSLER HAS OBTAINED THE ACQUIESCENCE TO THE TERMS OF THIS NEGOTIATED SETTLEMENT FROM DETECTIVE JOEL CUTLER ON BEHALF OF THE LANSING POLICE DEPARTMENT.

THE LICENSEE AGREES THAT THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

12-04-2015 (1)THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO CHARGE 3;(2) THE VIOLATION REPORT OF THIS CASE, THE STIPULATED AGREEMENT AND THE BALANCE OF THE MICHIGAN LIQUOR CONTROL COMMISSION (MLCC) FILE IN THIS MATTER ARE HEREBY ENTERED INTO THE RECORD AS SUBSTANTIVE EVIDENCE. FURTHER, THE COMMISSIONER HAS TAKEN NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON OCTOBER 15, 2012, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP; (3) AS PENALTY, THE COMMISSIONER ORDERS THE LICENSEE TO PAY A FINE OF \$300 FOR CHARGE NO. 3 WHICH IS DUE WITHIN 45 DAYS OF THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES;

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TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173483 VIOLATION DATE : 08/05/2015

HENRY'S ON THE SQUARE, LLC D.B.A

227- 229 S WASHINGTON ADDRESS

> LANSING MI 48933 COUNTY: INGHAM

LICENSEE(S) : WOW HOSPITALITY, LLC INTEREST :

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 01-27-2015 CHARGE

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-04-2015

(MLCC SERVER TRAINING COORDINATOR)

10-22-2015 LIC ACK COMMISSIONER CLEMENTE COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

OF THIS ORDER

COMPLAINT NO: 173587 09/16/2015 VIOLATION DATE :

NORTHSIDE PARTY STORE D.B.A ADDRESS 1601- 1603 COOPER

> JACKSON MI 49202 COUNTY: JACKSON

KEVIN & NICK, INC. LICENSEE(S): INTEREST : CRP

NSF CHECK \$1375.89 \*\*PAID NSF 10/15/15\*\* CHARGE

12-03-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCQ RULE 15(E) COMM. ORDER :

> 12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$150 FOR THE ONE CHARGE IN EACH OF THE COMPLAINTS IN THIS MATTER, FOR A TOTAL FINE OF \$300. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 173588 09/23/2015 VIOLATION DATE :

NORTHSIDE PARTY STORE D.B.A ADDRESS 1601- 1603 COOPER

> JACKSON MI 49202 COUNTY: JACKSON

LICENSEE(S) : KEVIN & NICK, INC. INTEREST : CRF

NSF CHECK \$1213.74 \*\*PAID NSF 10/15/15\*\* CHARGE

12-03-2015 HEARING HELD LANSING CLEMENTE/HALL/DECLERCO RULE 15(E) COMM. ORDER :

> 12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$150 FOR THE ONE CHARGE IN EACH OF THE COMPLAINTS IN THIS MATTER, FOR A TOTAL FINE OF \$300. FURTHER, THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC. IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER

COMPLAINT NO: 173224 VIOLATION DATE : 09/01/2015

CORNER'S PARTY STORE D.B.A :

501 W GANSON ADDRESS :

> JACKSON MI 49201 COUNTY: JACKSON

LICENSEE(S): NAIM INVESTMENTS, INC. INTEREST :

SOLD OR FURNISHED ALCOHOL TO DECOY WITH DOB MARCH 23, 1997 (18): (JACKSON PD OFCS BRANT CHARGE

AND STANTON/CLERK SAMIR NAIM SHARBASH/ID CHECKED)

11-12-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-15-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

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TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 172834 **VIOLATION DATE:** 07/20/2015

D.B.A : HOOTER'S

**ADDRESS**: 5250 S WESTNEDGE

PORTAGE MI 49002 COUNTY: KALAMAZOO

LICENSEE(S): HOA RESTAURANT HOLDER, LLC (A DELAWARE LIMITED LIABILITY COMPANY) INTEREST: LLC

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR DECOY WITH DOB 10/22/96 (18): (PORTAGE PD,

OFCS EHLERT AND CLARK/CLERK MARISA NICOLE YEIHEY/ID CHECKED)

COMM. ORDER: 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ ACK COSTS \$11.60

12-21-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$500 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM MAILING

DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$11.60 FOR WITNESS FEES FOR THIS

HEARING.

SEC 801(2)

COMPLAINT NO: 173218 VIOLATION DATE: 08/22/2015

D.B.A : HOFFMAN'S CORNER STORE

ADDRESS : 5905 S WESTNEDGE

PORTAGE MI 49002 COUNTY: KALAMAZOO

LICENSEE(S): HOFFMAN'S CORNER STORE, INC.

CHARGE: 1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO UNNAMED MINOR, GR-330 (19); 2) ALLOWED NARCOTICS PARAPHERNALIA, SPECIFICALLY: 10 SMALL AND 15 LARGE GRINDERS, TO BE USED, STORED, EXCHANGED OR SOLD ON THE LICENSED PREMISES; 3) FAILED TO KEEP A LICENSE, ISSUED BY THE MICHIGAN

LIQUOR CONTROL COMMISSION, SIGNED, FRAMED UNDER TRANSPARENT MATERIAL, AND/OR FAILED TO PROMINENTLY DISPLAY THE LICENSE IN THE LICENSED PREMISES: (LCC INVS LEE AND HAYWOOD/CLERK

WILLIAM GLENN BABBIT/ID CHECKED)

COMM. ORDER: 11-19-2015 LIC ACK COMMISSIONER GAFFNEY

12-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800 FOR CHARGE NO.1; \$200 FOR CHARGE NOS.2, AND \$100 FOR CHARGE NO. 3. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTY-FIVE (55) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$1,100 IS

NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172832 **VIOLATION DATE:** 07/20/2015

D.B.A : LOGAN'S ROADHOUSE #414

**ADDRESS**: 6701 S WESTNEDGE

PORTAGE MI 49002 COUNTY: KALAMAZOO

LICENSEE(S): LOGAN'S ROADHOUSE, INC. (A TENNESSEE CORPORATION) INTEREST: CRP

CHARGE: 1-2) SOLD OR FURNISHED ALCOHOL TO MINOR DECOY WITH DOB 10/22/96 (18) AND MINOR DECOY WITH

DOB 5/25/97 (18) : (PORTAGE PD, OFCS CLARK AND EHLERT/CLERK CAMERON HILL/ID CHECKED)

COMM. ORDER: 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ ACK COSTS \$11.60

12-14-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE SIMILAR PREVIOUS VIOLATIONS, SINCE BEING LICENSED ON SEPTEMBER 15, 2004, AT THE ABOVE LOCATION UNDER THE

CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$800 AS PENALTY IN THIS MATTER FOR CHARGE NO. 1. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FORTY (40) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$800 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$11.60 IN WITNESS FEES FOR THIS

HEARING.

IN ADDITION, THE COMMISSIONER ORDERS CHARGES NO. 2, CITED ABOVE, DISMISSED, WITH

PREJUDICE.

TO 12-31-2015

# ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 172010 VIOLATION DATE : 06/11/2015

MEGA-BEV QUICK STOP, PORTAGE D.B.A

7921 OAKLAND ADDRESS

> PORTAGE MI 49002 COUNTY: KALAMAZOO

LICENSEE(S) : PORTAGE CITY WINE CELLAR LLC INTEREST : LLC

SOLD OR FURNISHED ALCOHOL TO JOSEPH JOSTEN, WHO WAS IN AN INTOXICATED OR VISIBLY CHARGE

INTOXICATED CONDITION: (PORTAGE DEPT OF PUBLIC SAFETY, DET MYERS AND OFCS TAFFEE AND

BURKE)

12-07-2015 HEARING HELD KALAMAZOO MOURNING/GEISSLER/DECLERCQ NEG SETTLEMENT COSTS \$22.80 COMM. ORDER :

> 12-22-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$400 FOR THE ONE CHARGE IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THERE IS NO THAT FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEA IN THIS CASE HAS BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS,

UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD

HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED

SETTLEMENT.FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THE LICENSEE TO PAY TOTAL COST OF \$22.80 FOR WITNESS FEES INVOLVED IN CONNECTION WITH THE HEARING.

COMPLAINT NO: 170531 VIOLATION DATE : 02/25/2015

D.B.A CELEBRATION BANQUETS :

6600 RING ADDRESS

> PORTAGE MI 49024 COUNTY: KALAMAZOO

LICENSEE(S) : CELEBRATION BANQUETS, L.L.C. INTEREST :

CHARGE

1) FAILED TO MAINTAIN APPROPRIATE RECORDS FOR A FOUR-YEAR PERIOD OF TIME; 2) FAILED TO MAKE REQUIRED RECORDS AVAILABLE FOR INSPECTION; 3) FAILED TO COOPERATE WITH A COMMISSION INVESTIGATOR AND/OR OBSTRUCTED A COMMISSION INVESTIGATOR IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE ENFORCING THE MICHIGAN LIQUOR CONTROL CODE, SPECIFICALLY: FAILED TO PROVIDE WRITTEN DOCUMENTATION OR A WRITTEN STATEMENT OF EXPLANATION REGARDING A CHURCH CONDUCTING WORSHIP AND DAYCARE SERVICES ON THE LICENSED

PREMISES; 4) LEASED, SOLD OR TRANSFERRED POSSESSION OF A PORTION OF THE LICENSED PREMISES,

WITHOUT THE PRIOR WRITTEN APPROVAL OF THE COMMISSION : (LCC INV REEDER)

COMM. ORDER : 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ ADVISEMENT

> 12-21-2015 IN DETERMINING THE VIOLATION PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD AT THE ABOVE-NAMED LOCATION, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON OCTOBER 1, 2013.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$150 FOR CHARGE NO. 4, IN THIS MATTER. ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF SEVEN (7) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, BE IMPOSED IF THE TOTAL FINE OF \$150 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER.

IN ADDITION, THE COMMISSIONER ORDERS CHARGE NOS. 1, 2 AND 3, AS CITED ABOVE, DISMISSED,

WITH PREJUDICE.

COMPLAINT NO: 173676 VIOLATION DATE : 09/29/2015

D.B.A ROUND UP TAVERN

ADDRESS 28 S MAIN

> CEDAR SPRINGS MI 49319 COUNTY: KENT

LICENSEE(S): RJ SOUZA 53 LLC INTEREST : LLC

CHARGE NSF CHECK \$199.49 \*\*PAID NSF 10/16/15\*\*

11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ RULE 15(E) COMM. ORDER :

> 12-10-2015 IN DETERMINING PENALTY, THE ADMINISTRATIVE LAW JUDGE CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS THREE (3) PREVIOUS VIOLATIONS SINCE BEING LICENSED ON MAY 23,

2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

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TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 172735 VIOLATION DATE: 07/21/2015

D.B.A : OGIES PARTY STORE

ADDRESS : 435 N PARK

GRAND RAPIDS MI 49505 COUNTY: KENT

LICENSEE(S): MANINDERPAL OGIES, LLC INTEREST: LLC

CHARGE: NSF CHECK \$1612.15 \*\*PAID NSF IN FULL 8/31/15\*\*

COMM. ORDER: 11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ RULE 15(E)

12-10-2015 IN DETERMINING PENALTY, THE ADMINISTRATIVE LAW JUDGE CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE (1) PREVIOUS VIOLATION SINCE BEING LICENSED ON APRIL 29,

2014, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$150 IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF EIGHT (8) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS

NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

COMPLAINT NO: 173487 VIOLATION DATE: 07/29/2015

D.B.A : PALACE OF INDIA
ADDRESS : 138 E FULTON

GRAND RAPIDS MI 49503 COUNTY: KENT

LICENSEE(S): KANWAR INC INTEREST: CRP

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 01-14-2015

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-28-2015 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ ACK

12-03-2015 AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 FOR THE ONE CHARGE IN THE COMPLAINT IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. FURTHER, AS ADDITIONAL PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ANY AND ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS BE SUSPENDED AS OF FEBRUARY 1, 2016. THIS SUSPENSION IS WAIVED IF DOCUMENTARY PROOF OF THE SUCCESSFUL COMPLETION OF A SERVER TRAINING PROGRAM IS PROVIDED IN ACCORDANCE WITH THE COMMISSION'S ORDER OF JANUARY 14, 2015. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL SUCH TIME AS SATISFACTORY DOCUMENTARY PROOF OF A SERVER TRAINING PROGRAM

IS RECEIVED BY THE COMMISSION OR ANY AND ALL LICENSES AND PERMITS ARE TERMINATED PURSUANT TO RULE 436.1107.

**COMPLAINT NO:** 173471 **VIOLATION DATE:** 09/04/2015

D.B.A : DEBBIE'S SPORTSMANS LOUNGE

ADDRESS : 867 MICHIGAN

BALDWIN MI 49304 COUNTY: LAKE

LICENSEE(S): DEBBIES' SPORTSMANS LOUNGE, INC. INTEREST: CRP

CHARGE: NSF CHECK \$195.27 \*\*PAID NSF 10/29/15\*\*

COMM. ORDER: 11-02-2015 LIC ACK COMMISSIONER GAFFNEY

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$150.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 7 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER.

## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 173688 VIOLATION DATE : 09/25/2015

D.B.A ELK TAVERN

6016 W TEN 1/2 MILE ADDRESS

> IRONS MI 49644 COUNTY: LAKE

LICENSEE(S): JACKIE'S PLACE & COMPANY INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY GR-344 (19) : (LCC INVS OGDEN AND CHARGE

KLINGBEIL/CLERK MICHELLE K STEBBINS/ID CHECKED)

11-04-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 12-03-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

COMPLAINT NO: 172094 VIOLATION DATE : 06/07/2015

D.B.A NINO'S TAVERN ADDRESS 145 E CAPAC

> IMLAY CITY MI 48444 COUNTY: LAPEER

LICENSEE(S): N GEORGES, INC. INTEREST : CRP

CHARGE

1) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO DALE CHERRY, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 2) ALLOWED DALE CHERRY, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 3) ALLOWED DALE CHERRY, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 4) ALLOWED THE ANNOYING AND/OR MOLESTING OF A CUSTOMER, ANGEL PACHECO AND/OR LUIS GUILLERMO RIVERA, BY ANOTHER CUSTOMER, AMANDA STOUT AND/OR KIMBERLY SCHOCKE; 5) ALLOWED AMANDA STOUT, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 6) ALLOWED KIMBERLY SCHOCKE, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES: (IMLAY CITY PD, OFCS ROCK AND LEATHERS AND DRYDEN TWP PD, OFC MORAN)

11-24-2015 HEARING HELD PORT HURON CLEMENTE/NAFSO/GIBSON NEG SETTLEMENT COSTS \$101.60 COMM. ORDER :

> 12-11-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY OFFICER DAVID ROCK ON BEHALF OF THE IMLAY CITY POLICE DEPARTMENT. IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON APRIL 28, 2006, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF NO CONTEST TO CHARGE NOS. 4 AND 5.

> THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE IN THIS CASE VIOLATED RULE 436.1011(6)(A), AS CITED IN CHARGE NO. 4 AND SECTIONS 707(4) OF THE MICHIGAN LIQUOR CONTROL CODE AND MCL 436.1707(4) IN CHARGE NO. 5 OF THE COMPLAINT IN THIS MATTER. AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 EACH FOR CHARGE NOS. 4 AND 5; FOR A TOTAL OF \$600. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER WAS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.FURTHER, THE COMMISSIONER ORDERS CHARGE NOS. 1, 2, 3 AND 6 ARE DISMISSED, WITH PREJUDICE.

12-11-2015 ORDER CONT...IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$101.60 FOR WITNESS FEES FOR THIS HEARING.

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE COMMISSION OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

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## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 173227 VIOLATION DATE : 08/21/2015

D.B.A SHAMROCK LOUNGE 9859 E GRAND RIVER ADDRESS

> BRIGHTON MI 48116 COUNTY: LIVINGSTON

LICENSEE(S) : SHAMROCK LOUNGE, INC. INTEREST : CRP

NSF CHECK \$1941.42 \*\*PAID NSF 9/18/15\*\* CHARGE 10-29-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

COMPLAINT NO: 173870 VIOLATION DATE : 08/26/2015

D.B.A RAYZ

ADDRESS 36434 GROESBECK

> CLINTON TOWNSHIP MI 48035 COUNTY: MACOMB

RAY SPORTS LLC INTEREST : LICENSEE(S):

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-01-2014 CHARGE BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-25-2015

(MLCC SERVER TRAINING COORDINATOR)

11-20-2015 LIC ACK COMMISSIONER CLEMENTE COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

OF THIS ORDER.

COMPLAINT NO: 173556 09/11/2015 VIOLATION DATE :

BOSTONZ BAR & GRILL D.B.A ADDRESS 16101 E TEN MILE

> EASTPOINTE MI 48021 COUNTY: MACOMB

LICENSEE(S) : BOSTONZ BAR & GRILL, INC CRP INTEREST :

NSF CHECK \$514.08 \*\*PAID IN FULL 10/7/15\*\* CHARGE

12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON ACK COMM. ORDER :

12-22-2015 DISMISSED-FILE CLOSED

COMPLAINT NO: 171879 VIOLATION DATE : 05/29/2015

D.B.A : HURON POINTE SHOPPE

29965 S RIVER ADDRESS :

> HARRISON TOWNSHIP MI 48045 COUNTY: MACOMB

HURON POINTE SHOPPE, INC. LICENSEE(S) : INTEREST : CRP

NSF CHECK \$3814.67 \*\*PAID NSF 6/23/15\*\* CHARGE 11-02-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 12-04-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 173385 VIOLATION DATE : 09/02/2015

SEASHORE FOOD MARKET D.B.A

37820 GREEN ADDRESS

> NEW BALTIMORE MI 48047 COUNTY: MACOMB

LICENSEE(S): SEASHORE FOOD MARKET INC. INTEREST : CRP

NSF CHECK \$1033.50 \*\*PAID NSF 10/21/15\*\* CHARGE

12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON ACK COMM. ORDER :

12-22-2015 DISMISSED

COMPLAINT NO: 173440 09/08/2015 VIOLATION DATE :

D.B.A SEASHORE FOOD MARKET :

ADDRESS 37820 GREEN :

> NEW BALTIMORE MT 48047 COUNTY: MACOMB

LICENSEE(S): SEASHORE FOOD MARKET INC. INTEREST : CRP

: NSF CHECK \$1268.37 \*\*PAID NSF 10/21/15\*\* CHARGE

COMM. ORDER: 12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON ACK

12-22-2015 DISMISSED

COMPLAINT NO: 173499 VIOLATION DATE : 06/11/2015

: THE BUTTER RUN SALOON D.B.A

ADDRESS 27626 HARPER

> SAINT CLAIR SHORES MI 48081 COUNTY: MACOMB

LICENSEE(S): BUTTER RUN, INC. INTEREST : CRP

DAVID HARDEN, LICENSED STOCKHOLDER OF THE CORPORATION WAS FOUND GUILTY OF A CRIME CHARGE

INVOLVING THE EXCESSIVE USE OF ALCOHOL, SPECIFICALLY: OPERATED WHILE VISIBLY IMPAIRED:

(LCC INV BRANER)

12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON ACK COMM. ORDER :

> 12-21-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE DISSIMILAR PREVIOUS

VIOLATION SINCE SECURING MLCC LICENSURE ON DECEMBER 9, 2013, AT THE ABOVE LOCATION UNDER

THE CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$100 AS PENALTY. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100

IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

COMPLAINT NO: 173069 VIOLATION DATE : 07/30/2015

: THE BARRISTER HOUSE D.B.A

ADDRESS : 21801 HARPER

> SAINT CLAIR SHORES MI 48080 COUNTY: MACOMB

LICENSEE(S): THE BARRISTER HOUSE, INC. INTEREST : CRP

: NSF CHECK \$273.60 \*\*\*NSF OUTSTANDING\*\*\* CHARGE

12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON RULE 15(E) COMM. ORDER :

> 12-21-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FIVE (5) PREVIOUS

VIOLATIONS, THREE (3) SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON

DECEMBER 2, 1993, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$150 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$300, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE

MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH, OR THE LICENSES AND PERMITS ARE

TERMINATED.

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TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 172798 VIOLATION DATE : 07/24/2015

THE BARRISTER HOUSE D.B.A

21801 HARPER ADDRESS

> SAINT CLAIR SHORES MI 48080 COUNTY: MACOMB

LICENSEE(S) : THE BARRISTER HOUSE, INC. INTEREST : CRP

NSF CHECK \$350.22 \*\*\*NSF OUTSTANDING\*\*\* CHARGE

12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON RULE 15(E) COMM. ORDER :

> 12-21-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS. THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FIVE (5) PREVIOUS VIOLATIONS, THREE (3) SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON

DECEMBER 2, 1993, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$150 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$300, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH, OR THE LICENSES AND PERMITS ARE

TERMINATED.

TO 12-31-2015

## **ORIGINAL DECISION REPORT FROM 12-01-2015**

COMPLAINT NO: 173544 VIOLATION DATE: 08/27/2015

D.B.A : ALI BABA

ADDRESS : 2161- 2209 EIGHTEEN MILE

STERLING HEIGHTS MI 48314 COUNTY: MACOMB

LICENSEE(S): H & S BANQUETS, INC. INTEREST: CR

CHARGE : 1) FAILED TO

1) FAILED TO COOPERATE WITH LAW ENFORCEMENT OFFICERS AND/OR OBSTRUCTED LAW ENFORCEMENT OFFICERS IN THE COURSE OF INSPECTING OR INVESTIGATING THE LICENSED PREMISES, WHILE ENFORCING THE MICHIGAN LIQUOR CONTROL CODE; 2) ALLOWED CUSTOMERS ON THE LICENSED PREMISES DURING TIMES ALLOWED BY A SPECIFIC PURPOSE PERMIT, DANCE-ENTERTAINMENT, WITHOUT PROVIDING ENTERTAINMENT; 3) PERMITTED THE LICENSED PREMISES TO BE OCCUPIED BY PERSONS OTHER THAN THE LICENSEE OR THE LICENSEE'S WORKING BONA FIDE EMPLOYEES, NUMEROUS UNNAMED PATRONS, BETWEEN 2:30 A.M. AND 12:00 NOON ON SUNDAY; 4) FAILED TO KEEP A LICENSE, ISSUED BY THE MICHIGAN LIQUOR CONTROL COMMISSION, SIGNED, FRAMED UNDER TRANSPARENT MATERIAL, AND/OR FAILED TO PROMINENTLY DISPLAY THE LICENSE IN THE LICENSED PREMISES: (STERLING HEIGHTS PD, SGT BELMONTE AND LT SMITH)

COMM. ORDER: 12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON NEG SETTLEMENT

12-21-2015 AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS SUSPENDED FOR A PERIOD OF THREE (3) CONTINUOUS DAYS. THIS SUSPENSION IS HEREBY WAIVED AND IS TO SERVE AS A WARNING THAT ANY FUTURE VIOLATIONS INVOLVING FAILURE TO COOPERATE WITH LAW ENFORCEMENT WILL LEAD TO A MORE SEVERE PENALTY.FURTHER, THE COMMISSIONER ORDERS CHARGE NOS. 2 THRU 4 DISMISSED, WITH PREJUDICE.

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

12-21-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY LT. DAVE SMITH ON BEHALF OF THE STERLING HEIGHTS POLICE DEPARTMENT.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) PREVIOUS DISSIMILAR VIOLATIONS SINCE SECURING MLCC LICENSURE ON NOVEMBER 27, 2013, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO CHARGE NO.1. THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1011(4), AS CITED IN CHARGE NO. 1.AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$200. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF TEN (10) CONTINUOUS DAYS IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO: 173490 VIOLATION DATE: 07/21/2015** 

D.B.A : HONEY TREE RESTAURANT

ADDRESS : 44667 MOUND

STERLING HEIGHTS MI 48314 COUNTY: MACOMB

LICENSEE(S): TAG FOODS, INC. INTEREST: CRP

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-01-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM
APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-20-2015:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-12-2015 LIC ACK COMMISSIONER CLEMENTE

12-01-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 171588 **VIOLATION DATE:** 04/30/2015

D.B.A : BUGSY'S BAR & GRILL
ADDRESS : 1980 TWELVE MILE

WARREN MI 48092 COUNTY: MACOMB

LICENSEE(S): UNIVERSAL ENTERPRISES, L.L.C. INTEREST: LLC

CHARGE : NSF CHECK \$929.79 \*\*PAID 5/28/15\*\*

COMM. ORDER: 12-01-2015 HEARING HELD STERLING HEIGHTS GAFFNEY/ASEVEDO/GIBSON DISMISSED

12-22-2015 DISMISSED

**COMPLAINT NO:** 174049 **VIOLATION DATE:** 09/22/2015

D.B.A : TJ'S PUB AND RAMSDELL INN

ADDRESS : 399- 400 RIVER

MANISTEE MI 49660 COUNTY: MANISTEE

LICENSEE(S): LOU LOU'S ENTERTAINMENT, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 03-13-2015
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 03-20-2015 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-25-2015 LIC ACK COMMISSIONER CLEMENTE

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

**COMPLAINT NO:** 173893 **VIOLATION DATE:** 10/08/2015

D.B.A : RIVER ST. STATION

ADDRESS : 350 RIVER

MANISTEE MI 49660 COUNTY: MANISTEE

LICENSEE(S): MIKE'S RIVER ST. STATION, L.L.C. INTEREST: LLC

CHARGE: 1-2) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINORS, GR-337 (20) AND GR-359 (18): (LCC INVS

OGDEN AND BRANDT/CLERK AMANDA LYNN NICKELSON/ID CHECKED)

COMM. ORDER: 11-24-2015 LIC ACK COMMISSIONER GAFFNEY

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 EACH FOR CHARGE NOS.1 AND 2 IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN 45

DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 173908 **VIOLATION DATE:** 10/22/2015

D.B.A : FORWARD COUNTRY CORNERS

ADDRESS : R 12 11 ISABELLA & 20 N MERIDIAN

MIDLAND MI 48640 COUNTY: MIDLAND

LICENSEE(S): FORWARD ENTERPRISES, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, LAN-335 (18): (LCC INV SMITH/CLERK TARA LYNN

MOORE/ID NOT CHECKED)

COMM. ORDER: 11-23-2015 LIC ACK COMMISSIONER GAFFNEY

12-10-2015 Therefore, the Commissioner orders a penalty fine of \$500 for the charge in this matter. The commissioner further orders the licensee to serve a suspension of twenty five (25) continuous days to run consecutively and not concurrently with any other

SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

TO 12-31-2015

GPT

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173726 **VIOLATION DATE:** 10/10/2015

D.B.A : LAKE CITY E-Z MART

ADDRESS : 414 N MAIN

LAKE CITY MI 49651 COUNTY: MISSAUKEE

LICENSEE(S): BLARNEY CASTLE OIL CO. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-340 (20): (LCC INV MANN/CLERK ELSIE MAY

SMITH/ID NOT CHECKED)

COMM. ORDER: 11-05-2015 LIC ACK COMMISSIONER GAFFNEY

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

**COMPLAINT NO:** 171735 **VIOLATION DATE:** 05/18/2015

D.B.A : LAKE CITY AERIE 3884 FRATERNAL ORDER EAGLES

**ADDRESS** : 4154 M 55

LAKE CITY MI 49651 COUNTY: MISSAUKEE

LICENSEE(S): LAKE CITY AERIE 3884 FRATERNAL ORDER EAGLES INTEREST: CLB

CHARGE: NSF CHECK \$111.90 \*\*PAID NSF IN FULL 6/10/15\*\*

COMM. ORDER: 10-29-2015 LIC ACK COMMISSIONER GAFFNEY

12-07-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$150 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF SEVEN (7) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE

OF THIS ORDER

**COMPLAINT NO:** 173727 **VIOLATION DATE:** 10/10/2015

D.B.A : WHIPPLE & COMPANY

ADDRESS : 4865 E MOORESTOWN

MOORESTOWN MI 49651 COUNTY: MISSAUKEE

LICENSEE(S): KLEIN, PATRICIA J

VOKES, LINDA D INTEREST: GPI WHIPPLE, LOIS A INTEREST: GPI

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-340 (20): (LCC INV MANN/CLERK LINDA DAWN

VOKES/ID NOT CHECKED)

COMM. ORDER: 11-09-2015 LIC ACK COMMISSIONERCLEMENTE

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$600 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

**COMPLAINT NO:** 173157 **VIOLATION DATE:** 08/15/2015

D.B.A : ON THE GO

ADDRESS : 540 N TELEGRAPH

MONROE MI 48162 COUNTY: MONROE

LICENSEE(S): MONROE CONVENIENCE STORE, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR X-316 (20): (LCC INV FLYNN-SLOAT/CLERK KARL

VON WITBECK/ID NOT CHECKED)

COMM. ORDER: 12-18-2015 LIC ACK COMMISSIONER GAFFNEY

12-22-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$800.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 40 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 174052 **VIOLATION DATE:** 10/14/2015

D.B.A

ADDRESS : 413-415 E MAIN

EDMORE MI 48829 COUNTY: MONTCALM

LICENSEE(S): PHENIX MANAGEMENT LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 02-24-2015

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 04-13-2015 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-30-2015 LIC ACK COMMISSIONER CLEMENTE

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

COMPLAINT NO: 170382 VIOLATION DATE: 01/20/2015

D.B.A : PORT CITY TAVERN
ADDRESS : 2037 E LAKETON

MUSKEGON MI 49442 COUNTY: MUSKEGON

LICENSEE(S): PORT CITY HOSPITALITY, LLC INTEREST: LLC

CHARGE: 1) FAILED TO MAINTAIN ACCURATE RECORDS OF ALCOHOLIC LIQUOR PURCHASES AND SALES; 2) FAILED

TO MAINTAIN APPROPRIATE RECORDS FOR A FOUR-YEAR PERIOD OF TIME; 3) SOLD, FURNISHED, OR ALLOWED CONSUMPTION OF ALCOHOLIC LIQUOR OR POSSESSED ALCOHOLIC LIQUOR ON THE LICENSED PREMISES, NOT PURCHASED FROM AN AUTHORIZED SOURCE; 4) PURCHASED DURING OCTOBER 2014 MORE THAN NINE (9) LITERS OF SPIRITS FROM JACK'S CORNER STORE AND CHEEMA PUMP AND PANTRY: (LCC

THAN NINE (9) LITERS OF SPIRITS FROM JACK'S CORNER STORE AND CHEEMA PUMP ANI INV BRANDT)

COMM. ORDER: 10-26-2015 LIC ACK COMMISSIONER GAFFNEY

12-01-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR EACH CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS

FROM THE MAILING DATE OF THIS ORDER.

AS ADDITIONAL PENALTY, THIS COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS SUSPENDED UNLESS THE LICENSEE OF THE SUBJECT ESTABLISHMENT PROVIDES ANY AND ALL REQUESTED CURRENT ACCURATE RECORDS TO THE MLCC WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. IF EFFECTUATED, THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE LICENSEE EITHER PROVIDES THE REQUESTED RECORDS, TRANSFERS

OWNERSHIP TO AN MLCC APPROVED ENTITY OR UNTIL THE SUBJECT LICENSES AND PERMITS TERMINATE.

**COMPLAINT NO: 173310 VIOLATION DATE: 08/28/2015** 

D.B.A : STREVEL'S MARKET

ADDRESS : 6979 GRAND HAVEN

NORTON SHORES MI 49456 COUNTY: MUSKEGON

LICENSEE(S): J.Z. ENGINEERING CORPORATION INTEREST: CRP

CHARGE: NSF CHECK \$4628.28 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DELCERCQ RULE 15(E)

12-03-2015 COMBINED W/173228 FURTHER, AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 FOR EACH CHARGE IN CASE NOS. 5-173228 AND 5-173310, BEING A TOTAL FINE OF

\$600, IN THESE MATTERS.

FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ANY AND ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICE CHARGES, AND TOTAL FINE PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE LICENSEE IS IN COMPLIANCE WITH THIS ORDER OR THE LICENSES

AND PERMITS ARE TERMINATED, PURSUANT TO RULE 436.1107.

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## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 173228 VIOLATION DATE : 08/21/2015

STREVEL'S MARKET D.B.A 6979 GRAND HAVEN ADDRESS

> NORTON SHORES MI 49456 COUNTY: MUSKEGON

LICENSEE(S) : J.Z. ENGINEERING CORPORATION INTEREST : CRP

NSF CHECK \$4428.00 \*\*\*NSF OUTSTANDING\*\*\* CHARGE

11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ RULE 15(E) COMM. ORDER :

> 12-03-2015 COMBINED W/173310 FURTHER, AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 FOR EACH CHARGE IN CASE NOS. 5-173228 AND 5-173310, BEING A TOTAL FINE OF

\$600, IN THESE MATTERS.

FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ANY AND ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICE CHARGES, AND TOTAL FINE PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE LICENSEE IS IN COMPLIANCE WITH THIS ORDER OR THE LICENSES

AND PERMITS ARE TERMINATED, PURSUANT TO RULE 436.1107.

COMPLAINT NO: 173694 VIOLATION DATE : 10/01/2015

D.B.A AUBURN HILLS PARTY STORE

ADDRESS 3996 AUBURN

> AUBURN HILLS MI 48326 COUNTY: OAKLAND

LICENSEE(S) : AUBURN HILLS PARTY STORE, INC. INTEREST : CRP

NSF CHECK \$456.12 \*\*PAID NSF 10/23/15\*\* CHARGE 11-12-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

173024 COMPLAINT NO: VIOLATION DATE : 08/05/2015

THE BERKLEY FRONT D.B.A 3087 W TWELVE MILE ADDRESS

> BERKLEY MI 48072 COUNTY: OAKLAND

LICENSEE(S): THE BERKLEY FRONT, LTD. CRP INTEREST :

NSF CHECK \$283.94 \*\*\*NSF OUTSTANDING\*\*\* CHARGE

11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E) COMM. ORDER :

> 12-03-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$50 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$100, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH, OR THE LICENSES AND PERMITS ARE TERMINATED.

TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173185 VIOLATION DATE: 08/13/2015

D.B.A : THE BERKLEY FRONT

ADDRESS : 3087 W TWELVE MILE

BERKLEY MI 48072 COUNTY: OAKLAND

LICENSEE(S): THE BERKLEY FRONT, LTD. INTEREST: CRP

CHARGE: NSF CHECK \$329.82 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15

12-03-2015 COMBINED W/173024 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$50 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$100, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICES CHARGE AND TOTAL FINES AND CHARGES PREVIOUSLY AND CURRENTLY DUE ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THIS ORDER IS COMPLIED WITH, OR THE LICENSES AND PERMITS ARE

TERMINATED.

**COMPLAINT NO:** 172415 **VIOLATION DATE:** 04/17/2015

D.B.A : CAMELIA'S MEXICAN RESTAURANT

ADDRESS : 30685 W TWELVE MILE

FARMINGTON HILLS MI 48334 COUNTY: OAKLAND

LICENSEE(S): MEXIACHI, INC. INTEREST: CRP

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 09-10-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 10-16-2014 : (MLCC SERVER TRAINING COORDINATOR)

(MECC BERVER TRAINING COORDINATOR)

COMM. ORDER: 10-26-2015 LIC ACK COMMISSIONER CLEMENTE

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100, \$50 WAIVED FOR A TOTAL OF \$50 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

**COMPLAINT NO:** 172174 **VIOLATION DATE :** 04/02/2015

D.B.A : THE CELTIC KNOT ADDRESS : 1318 ROCHESTER

LEONARD MI 48367 COUNTY: OAKLAND

LICENSEE(S): THE CELTIC KNOT, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 04-16-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM
APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 10-01-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-14-2015 LIC ACK COMMISSIONER CLEMENTE

12-01-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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## **ORIGINAL DECISION REPORT FROM 12-01-2015**

**COMPLAINT NO:** 173188 **VIOLATION DATE:** 08/29/2015

D.B.A : LINCOLN DRUGS
ADDRESS : 25901 COOLIDGE

OAK PARK MI 48237 COUNTY: OAKLAND

LICENSEE(S): LINCOLN ENTERPRISES, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-301 (20): (LCC INVS TOMA AND MARSHALL/CLERK

ESSAM LOUSSIA/ID NOT CHECKED)

COMM. ORDER: 12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$500. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE. NEGOTIATED SETTLEMENT

801(2)

COMPLAINT NO: 173291 VIOLATION DATE: 08/29/2015

D.B.A : WALGREEN'S #5425

ADDRESS : 13550 W NINE MILE

OAK PARK MI 48237 COUNTY: OAKLAND

LICENSEE(S): WALGREEN CO. (AN ILLINOIS PUBLIC CORPORATION) INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-301 (20): (LCC INV TOMA/CLERK CAITLYN

BUSKIRK/ID CHECKED)

COMM. ORDER: 11-19-2015 LIC ACK COMMISSIONERCLEMENTE

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$600 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

COMPLAINT NO: 173234 VIOLATION DATE: 08/29/2015

D.B.A : HAMMERSTEIN LIGHT HOUSE LIQUOR

ADDRESS : 13651 W NINE MILE

OAK PARK MI 48237 COUNTY: OAKLAND

LICENSEE(S): HAMMERSTEIN LIGHT HOUSE LIQUOR, INC. INTEREST: CR

CHARGE: 1) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-301 (20); 2) BRAN ASHAQA, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE, ENGAGED IN AN ILLEGAL OCCUPATION/ACT UPON THE

LICENSED PREMISES, SPECIFICALLY: SOLD ALCOHOL TO A MINOR : (LCC INV TOMA/CLERK BRAN

ASHAQA/ID NOT CHECKED)

COMM. ORDER: 12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON

12-22-2015 AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$700. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY-FIVE (35) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$700 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY

OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

FURTHER, THE COMMISSIONER ORDERS CHARGE NO. 2, CITED ABOVE, DISMISSED, WITH PREJUDICE. AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$700. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY-FIVE (35) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$700 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

FURTHER, THE COMMISSIONER ORDERS CHARGE NO. 2, CITED ABOVE, DISMISSED, WITH PREJUDICE.

801(2)

TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173290 VIOLATION DATE : 08/29/2015

D.B.A 7-ELEVEN #13486-A

15350 LINCOLN ADDRESS

> OAK PARK MI 48237 COUNTY: OAKLAND

LICENSEE(S) : 7-ELEVEN, INC. (A TEXAS CORPORATION) INTEREST : CLC

> HESS, ARTHUR P INTEREST : HESS, ELEANOR L INTEREST : CLI KUMAR, ANIL INTEREST : CT.T MOOSE, JOANNA I INTEREST :

> CLI MOOSE, MICHAEL F INTEREST : CLI P. & S. QUINN, INC. INTEREST : CLC PAL, NANCY INTEREST : CLI PAL, RONALD S INTEREST : CLI QUINN, PATRICK J INTEREST : CLI QUINN, SUSAN V CLI INTEREST : S.S. SAI INC. INTEREST : CLC SHAWN K, INC. INTEREST : CLC WRIGHT, NIYOKA W INTEREST : CLI

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-301 (20): (LCC INV TOMA/CLERK PRUDVINATH-CHARGE

REDDY BANDAGATTU/ID CHECKED)

12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT COMM. ORDER :

> 12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THESE CO-LICENSEES. 801(2) NEGOTIATED

SETTLEMENT

COMPLAINT NO: 172794 VIOLATION DATE : 07/25/2015

D.B.A CROFOOT BALLROOM, CROFOOT CAFE, VERNORS GRILL AND PIKE STREET POOL :

1-3-5- 7 S SAGINAW ADDRESS

> PONTIAC MI 48342 COUNTY: OAKLAND

LICENSEE(S) : PIKE STREET POOL, LLC INTEREST : LLC

NSF CHECK \$10,170.00 \*\*PAID NSF 11/9/15\*\* CHARGE 11-03-2015 LIC ACK COMMISSIONER GAFFNEY

> 12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

COMPLAINT NO: 173070 VIOLATION DATE : 08/10/2015

D.B.A BONAZA PARTY STORE

ADDRESS : 547 E WALTON

COMM. ORDER :

PONTIAC MI 48340 COUNTY: OAKLAND

LICENSEE(S): ATTY INDUSTRIES, INC. INTEREST : CRP

NSF CHECK \$480.39 \*\*NSF PAID IN FULL 9/8/15\*\* CHARGE

11-19-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E) COMM. ORDER :

> 12-08-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS SIMILAR VIOLATIONS SINCE SECURING MLCC LICENSURE ON NOVEMBER 21, 2014 AT THE ABOVE LOCATION UNDER

THE CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$50 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$100, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173313 VIOLATION DATE: 08/21/2015

D.B.A : BONAZA PARTY STORE

ADDRESS : 547 E WALTON

PONTIAC MI 48340 COUNTY: OAKLAND

LICENSEE(S): ATTY INDUSTRIES, INC. INTEREST: CRP

CHARGE : NSF CHECK \$1918.42 \*\*PAID NSF 9-28-15\*\*\*

COMM. ORDER: 11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON RULE 15(E)

12-08-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS SIMILAR VIOLATIONS SINCE SECURING MLCC LICENSURE ON NOVEMBER 21, 2014 AT THE ABOVE LOCATION UNDER

THE CURRENT OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$50 FOR THE SINGLE CHARGE IN EACH OF THE TWO (2) COMPLAINTS, FOR A TOTAL FINE OF \$100, AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 173022 **VIOLATION DATE:** 08/05/2015

D.B.A : BAY SIDE BAR & GRILL
ADDRESS : 142 E WALLED LAKE

WALLED LAKE MI 48390 COUNTY: OAKLAND

LICENSEE(S): BLUE MARLIN, LLC INTEREST: LLC

CHARGE: NSF CHECK \$195.87 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON RULE 15(E)

12-09-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE THREE (3) COMPLAINTS FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FOUR (4) PREVIOUS VIOLATIONS, THREE (3) SIMILAR TO THE INSTANT CASE, SINCE

SECURING MLCC LICENSURE ON MAY 31, 2007, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$200 FOR THE SINGLE CHARGE IN EACH OF THE THREE (3) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 173021 **VIOLATION DATE:** 08/03/2015

D.B.A : BAY SIDE BAR & GRILL
ADDRESS : 142 E WALLED LAKE

WALLED LAKE MI 48390 COUNTY: OAKLAND

LICENSEE(S): BLUE MARLIN, LLC INTEREST: LLC

CHARGE: NSF CHECK \$845.92 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON RULE 15(E)

12-09-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE THREE (3) COMPLAINTS FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FOUR (4) PREVIOUS VIOLATIONS, THREE (3) SIMILAR TO THE INSTANT CASE, SINCE SECURING MICH. LICENSIBE ON MAY 21, 2007, AT THE ABOVE LOCATION INDEED THE CURPENT

SECURING MLCC LICENSURE ON MAY 31, 2007, AT THE ABOVE LOCATION UNDER THE CURRENT

OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$200 FOR THE SINGLE CHARGE IN EACH OF THE THREE (3) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

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## **ORIGINAL DECISION REPORT FROM 12-01-2015**

**COMPLAINT NO:** 173593 **VIOLATION DATE:** 09/16/2015

D.B.A : BAY SIDE BAR & GRILL
ADDRESS : 142 E WALLED LAKE

WALLED LAKE MI 48390 COUNTY: OAKLAND

LICENSEE(S): BLUE MARLIN, LLC INTEREST: LLC

CHARGE : NSF CHECK \$256.08 \*\*PAID NSF 10/13/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON RULE 15(E)

12-09-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE IN EACH OF THE THREE (3) COMPLAINTS FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FOUR (4) PREVIOUS VIOLATIONS, THREE (3) SIMILAR TO THE INSTANT CASE, SINCE

SECURING MLCC LICENSURE ON MAY 31, 2007, AT THE ABOVE LOCATION UNDER THE CURRENT

OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$200 FOR THE SINGLE CHARGE IN EACH OF THE THREE (3) COMPLAINTS, CITED ABOVE, FOR A TOTAL FINE OF \$600. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO: 173004 VIOLATION DATE: 08/15/2015** 

D.B.A : LAKEVIEW PARTY STORE & PIZZA

ADDRESS : 990 S CASS LAKE

WATERFORD MI 48328 COUNTY: OAKLAND

LICENSEE(S): SJV ENTERPRISES, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-301 (20): (LCC INV GODLEW/CLERK KIRK

WILLIAMS/ID NOT CHECKED)

COMM. ORDER: 11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON ACK

12-08-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ONE SIMILAR PREVIOUS SIMILAR VIOLATION SINCE SECURING MLCC LICENSURE ON AUGUST 2, 2013, AT THE ABOVE LOCATION UNDER THE CURRENT OWNERSHIP.

AS PENALTY, THE COMMISSIONER THEREFORE, ORDERS A FINE OF \$700. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF THIRTY-FIVE (35) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$700 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

WARNING: THIS LICENSEE HAS TWO (2) SALE TO MINOR VIOLATIONS SINCE DECEMBER 2, 2014. A THIRD VIOLATION OF SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, WITHIN A TWENTY-FOUR (24) MONTH PERIOD FROM THE FIRST VIOLATION, WILL LEAD TO A PENALTY HEARING AND POSSIBLE SUSPENSION OR REVOCATION OF LIQUOR LICENSE.

**COMPLAINT NO:** 172636 **VIOLATION DATE:** 06/24/2015

D.B.A : LOON LAKE BAR & GRILL

ADDRESS : 4195 DIXIE

WATERFORD MI 48329 COUNTY: OAKLAND

LICENSEE(S): MEHRJOO INVESTMENT, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 11-12-2014 BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 12-23-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-06-2015 LIC ACK COMMISSIONER CLEMENTE

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 172755 **VIOLATION DATE:** 11/20/2014

D.B.A : HAPPY'S PIZZA AND BAR

ADDRESS : 7166- 7170 ORCHARD LAKE

WEST BLOOMFIELD MI 48322 COUNTY: OAKLAND

LICENSEE(S): HAPPY'S PIZZA #24, INC. INTEREST: CRI

CHARGE: 1) ON NOVEMBER 19, 2014, HAPPY P. ASKER, OFFICER OF LICENSED CORPORATION, WAS FOUND GUILTY

OF A CRIME INVOLVING GAMBLING, PROSTITUTION, WEAPONS, VIOLENCE, TAX EVASION, FRAUDULENT ACTIVITY, OR CONTROLLED SUBSTANCES, SPECIFICALLY: CONSPIRACY TO DEFRAUD THE UNITED STATES; 2) ON NOVEMBER 19, 2014, HAPPY P. ASKER, OFFICER OF LICENSED CORPORATION, WAS FOUND GUILTY OF A CRIME INVOLVING GAMBLING, PROSTITUTION, WEAPONS, VIOLENCE, TAX EVASION, FRAUDULENT ACTIVITY, OR CONTROLLED SUBSTANCES, SPECIFICALLY: FRAUD AND FALSE STATEMENTS (31 COUNTS); 3) ON NOVEMBER 19, 2014, HAPPY P. ASKER, OFFICER OF LICENSED CORPORATION, WAS FOUND GUILTY OF A CRIME INVOLVING GAMBLING, PROSTITUTION, WEAPONS, VIOLENCE, TAX EVASION, FRAUDULENT ACTIVITY, OR CONTROLLED SUBSTANCES, SPECIFICALLY: CORRUPT OR FORCIBLE

INTERFERENCE WITH ADMINISTRATION OF INTERNAL REVENUE LAWS : (LCC INV SWOPE)

COMM. ORDER: 12-15-2015 HEARING HELD SOUTHFIELD CLEMENTE/ASEVEDO/GIBSON NEG SETTLEMENT

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 FOR EACH OF THE THREE (3) CHARGES, FOR A TOTAL FINE OF \$900, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. IN ADDITION, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS

FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL: 1. ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL, AND

2. THE LICENSEE TRANSFERS SAID LICENSES TO AN ENTITY APPROVED BY THE MLCC, OR

3. THE LICENSEE ALLOWS SAID LICENSES TO TERMINATE PURSUANT TO THE PROVISIONS OF

ADMINISTRATIVE RULE R 436.1107.

THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES. THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE COMMISSION OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

**COMPLAINT NO: 173680 VIOLATION DATE: 05/05/2015** 

D.B.A : J&H FAMILY STORES-HART

ADDRESS : 4220 W POLK

HART MI 49420 COUNTY: OCEANA

LICENSEE(S): EXIT 76 CORPORATION INTEREST: CRP

CHARGE: TABITHA KOKX, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN ILLEGAL

OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF TOBACCO TO

MINOR : (LCC INV BRANDT)

COMM. ORDER: 11-05-2015 LIC ACK COMMISSIONER GAFFNEY

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO:** 173678 **VIOLATION DATE:** 05/05/2015

D.B.A : HART EXPRESS E-Z MART

ADDRESS : 4279 W POLK

HART MI 49420 COUNTY: OCEANA

LICENSEE(S): BLARNEY CASTLE OIL CO. INTEREST: CR

CHARGE : JULIE RUTLEDGE, THE CLERK, SERVANT, AGENT, OR EMPLOYEE OF THE LICENSEE ENGAGED IN AN ILLEGAL OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: SALE OF

TOBACCO TO MINOR : (LCC INV BRANDT)

COMM. ORDER: 11-04-2015 LIC ACK COMMISSIONER GAFFNEY

12-03-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TEN (10) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

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TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173151 **VIOLATION DATE:** 03/10/2015

D.B.A : BERGLAND BAY BAR

ADDRESS : 105 PINE

BERGLAND MI 49910 COUNTY: ONTONAGON

LICENSEE(S): BERGLAND BAY, LLC INTEREST: LLC

CHARGE: BETH ANN MCCARTHY, MEMBER OR MANAGER OF A LIMITED LIABILITY CORPORATION, WAS FOUND GUILTY

OF A CRIME INVOLVING THE EXCESSIVE USE OF ALCOHOLIC LIQUOR, SPECIFICALLY: OWI : (LCC INV

RAYMOND)

COMM. ORDER: 10-30-2015 LIC ACK COMMISSIONER GAFFNEY

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 15 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

COMPLAINT NO: 173819 VIOLATION DATE: 10/08/2015

D.B.A : HIP PARTY STORE

ADDRESS: 10745 FORTY EIGHTH SUITE 125

ALLENDALE MI 49401 COUNTY: OTTAWA

LICENSEE(S): JAI MATA DEE, LLC INTEREST: LLC

CHARGE : NSF CHECK \$3318.35 \*\*PAID NSF 11/16/15\*\*

COMM. ORDER: 11-16-2015 LIC ACK COMMISSIONERCLEMENTE

12-15-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF

THIS ORDER

**COMPLAINT NO:** 173486 **VIOLATION DATE:** 07/31/2015

D.B.A : SHANGHAI GRILL & BAR ADDRESS : 442 E THIRTY SECOND

HOLLAND MI 49423 COUNTY: OTTAWA

LICENSEE(S): SHANGHAI GRILL & BAR INC. INTEREST: CRP

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 12-02-2008
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM
APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-30-2015:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-19-2015 HEARING HELD GRAND RAPIDS MOURNING/HALL/DECLERCQ ACK

12-10-2015 IN DETERMINING PENALTY, THE ADMINISTRATIVE LAW JUDGE CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON FEBRUARY 5, 2009,

AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$100 FOR THE ONE CHARGE IN

THE COMPLAINT IN THIS MATTER.

FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT

PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

TO 12-31-2015

# ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 172926 **VIOLATION DATE:** 07/09/2015

D.B.A :

.B.A :

ADDRESS : 5025 STANTON ST

HUDSONVILLE MI 49426 COUNTY: OTTAWA

LICENSEE(S): FARMHAUS CIDER CO. INTEREST: CRI

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-22-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 01-08-2015 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-12-2015 LIC ACK COMMISSIONER CLEMENTE

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

OF THIS ORDER

**COMPLAINT NO: 173311 VIOLATION DATE: 08/27/2015** 

D.B.A : DUKE'S PARTY STORE

ADDRESS : 177 W HOUGHTON LAKE

PRUDENVILLE MI 48651 COUNTY: ROSCOMMON

LICENSEE(S): PEYSER, INC. INTEREST: CRP

CHARGE: NSF CHECK \$2571.80 \*\*PAID NSF IN FULL 9/14/15\*\*

COMM. ORDER: 11-02-2015 LIC ACK COMMISSIONER GAFFNEY

12-04-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO:** 168799 **VIOLATION DATE:** 10/04/2014

D.B.A :

**ADDRESS** : 1136 CO RD 100

ROSCOMMON MI 48653 COUNTY: ROSCOMMON

LICENSEE(S): STREAM SIDE INVESTMENTS, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-30-2013
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 04-03-2014 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-19-2015 LIC ACK COMMISSIONER CLEMENTE

12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO:** 173026 **VIOLATION DATE:** 07/28/2015

D.B.A : TYME PARTY STORE
ADDRESS : 487-91- 495 NORTH

BERVILLE MI 48002 COUNTY: ST CLAIR

LICENSEE(S): TYME ENTERPRISES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$1127.65 \*\*PAID NSF IN FULL 8/26/15\*\*

COMM. ORDER: 11-24-2015 HEARING HELD PORT HURON CLEMENTE/NAFSO/GIBSON ACK

12-09-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON AUGUST 20, 2007, AT THE ABOVE LOCATION UNDER THE CURRENT

OWNERSHIP.

THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$50, FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THREE (3) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

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# **ORIGINAL DECISION REPORT FROM 12-01-2015**

**COMPLAINT NO: 172469 VIOLATION DATE: 07/18/2015** 

D.B.A : GORD'S BAR
ADDRESS : 514 S WATER

MARINE CITY MI 48039

48039 COUNTY: ST CLAIR

LICENSEE(S): DLL, INC. INTEREST: CR

CHARGE:
1) PERMITTED THE LICENSED PREMISES TO BE OCCUPIED BY PERSONS OTHER THAN THE LICENSEE OR
THE LICENSEE'S WORKING BONA FIDE EMPLOYEES, CAROL WATSON, BETWEEN 2:30 A.M. AND 7:00 A.M.;
2) PERMITTED THE LICENSED PREMISES TO BE OCCUPIED BY PERSONS OTHER THAN THE LICENSEE OR
THE LICENSEE'S WORKING BONA FIDE EMPLOYEES, SARA WATSON, BETWEEN 2:30 A.M. AND 7:00 A.M.;

3) ALLOWED CAROL WATSON, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 4) ALLOWED SARA WATSON, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES: (MARINE CITY PD, OFC VANDERMEULEN)

COMM. ORDER: 11-24-2015 HEARING HELD PORT HURON CLEMENTE/NAFSO/GIBSON NEG SETTLEMENT

12-09-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE STATEMENT OF SUPPORT FOR THE AFOREMENTIONED SETTLEMENT BY OFFICER JAMES VANDERMEULEN MARINE CITY POLICE DEPARTMENT. IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS FOUR (4) PREVIOUS VIOLATIONS, SINCE SECURING COMMISSION LICENSURE ON JULY 16, 1992, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER FURTHER TOOK INTO CONSIDERATION, AS MITIGATIVE CIRCUMSTANCES, THE STATEMENTS MADE BY THE PARTIES. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO CHARGE NOS. 1, AND 2 IN COMPLAINT NO. 5-172469.

THE COMMISSIONER ACCEPTS THE VIOLATION REPORT AND ITS ATTACHMENTS AS SUBSTANTIVE EVIDENCE. FURTHER, THE COMMISSIONER ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING COMMISSION LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ITS ATTACHMENTS, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1403(2) AS

CITED IN CHARGE NOS. 1 AND 2, IN THE COMPLAINT IN THIS MATTER.

12-09-2015 IN ADDITION, THE COMMISSIONER ORDERS CHARGE NOS. 3 AND 4, CITED ABOVE, DISMISSED, WITH PREJUDICE.

FURTHER, THE COMMISSIONER ORDERS THAT THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEA IN THIS CASE HAS BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

**COMPLAINT NO:** 172407 **VIOLATION DATE:** 05/08/2015

D.B.A : MARYSVILLE GOLF COURSE

ADDRESS : 2080 RIVER

MARYSVILLE MI 48040 COUNTY: ST CLAIR

LICENSEE(S): CITY OF MARYSVILLE INTEREST: OTC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 10-01-2014
BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 11-07-2014 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-24-2015 HEARING HELD PORT HUON CLEMENTE/NAFSO/GIBSON ACK

12-14-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED BY THE MLCC ON NOVEMBER 7, 2014, AT THE ABOVE-NAMED LOCATION UNDER

THE CURRENT OWNERSHIP.

AS PENALTY IN THIS MATTER, THE COMMISSIONER ORDERS A FINE OF \$100. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY

OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

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TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173868 VIOLATION DATE: 08/21/2015

D.B.A : ATRIUM CAFE
ADDRESS : 1519 MILITARY

PORT HURON MI 48060

COUNTY: ST CLAIR

LICENSEE(S): STEVENS GABLES LLC INTEREST: I

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 01-22-2015

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-20-2015 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-23-2015 LIC ACK COMMISSIONER CLEMENTE

12-21-2015 FINE - WAIVED

**COMPLAINT NO:** 172696 **VIOLATION DATE:** 07/25/2015

D.B.A : 20TH ST. GROCERY STORE

ADDRESS : 1921 GRISWOLD

PORT HURON MI 48060 COUNTY: ST CLAIR

LICENSEE(S): PORT HURON LIQUOR, INC.

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-322 (19): (LCC INV MARSHALL/CLERK FADY

TAKIA/ID NOT CHECKED)

COMM. ORDER: 11-19-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM CLEMENTE-AG MCDOWELL.

12-04-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$600.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 30 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2) NEGOTIATED SETTLEMENT

**COMPLAINT NO:** 173153 **VIOLATION DATE:** 07/13/2015

D.B.A : TED'S FAMILY RESTAURANT

ADDRESS : 3962 TWENTY FOURTH

PORT HURON MI 48060 COUNTY: ST CLAIR

LICENSEE(S): TED'S CONEY ISLAND #2, INC. INTEREST: CRP

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR CI-224 (20) : (PORT HURON PD, DET KRIKORIAN AND

LT PLATZER/CLERK SARAH ELAINE PRANGE /ID CHECKED)

COMM. ORDER: 11-02-2015 LIC ACK COMMISSIONER GAFFNEY

12-04-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400.00 AS PENALTY IN THIS MATTER, WITH \$100 WAIVED IN RECOGNITION OF THE LICENSEE'S LONG RECORD OF COMPLIANCE WITH THE LAW. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

**COMPLAINT NO:** 173932 **VIOLATION DATE:** 10/26/2015

D.B.A :

ADDRESS : 2326 CONNOR

PORT HURON MI 48060 COUNTY: ST CLAIR

LICENSEE(S): CM & DT, LLC INTEREST: LLC

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, CI #224 (20) : (PORT HURON PD, DET BRISBY AND

OFC MYNSBERGE/CLERK SIERRA CHRISTINE EAGLE/ID CHECKED)

COMM. ORDER: 11-25-2015 LIC ACK COMMISSIONER GAFFNEY

12-01-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$700.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 35 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER. 801(2)

TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 170961 VIOLATION DATE: 12/23/2014

D.B.A : MEHARG'S PIT STOP PARTY SHOPPE

ADDRESS : 1635 PINE GROVE

PORT HURON MI 48060 COUNTY: ST CLAIR

LICENSEE(S): MEHARG, THERESA INTEREST: IND

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, CI-215 (18) : (PORT HURON PD, DET KRIKORIAN

AND OFC SHARP/CLERK SANDRA LEE HREHA/ID NOT CHECKED)

COMM. ORDER: 11-24-2015 HEARING HELD PORT HURON CLEMENTE/NAFSO/GIBSON ACK

12-09-2015 IN DETERMINING PENALTY, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) PREVIOUS SIMILAR VIOLATIONS SINCE BEING LICENSED BY THE COMMISSION ON JUNE 29, 2000, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$600 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FORTY-FIVE (45) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

**COMPLAINT NO: 174280 VIOLATION DATE: 11/05/2015** 

D.B.A : SMOKIN' JOHNNY V'S

ADDRESS : 446 MC NEIL

CORUNNA MI 48817 COUNTY: SHIAWASSEE

LICENSEE(S): KBR VENTURES, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR LAN-325 (19): (LCC INVS TRIERWEILER AND NYE/CLERK STACY RENEE AYERS/ID CHECKED)

COMM. ORDER: 12-17-2015 LIC ACK COMMISSIONER GAFFNEY

12-17-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY FIVE (25) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE IS NOT PAID WITHIN 45 DAYS FROM THE

MAILING DATE OF THIS ORDER.

## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 171126 VIOLATION DATE : 11/15/2014

D.B.A TWILLIGERS TAVERN 116 E GRAND RIVER ADDRESS

> LAINGSBURG MI 48848 COUNTY: SHIAWASSEE

LICENSEE(S): 1951 ENTERPRISES, INC. INTEREST :

CHARGE

1) ON DECEMBER 5, 2014, SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ELENA WILLEMS, DECEASED, DATE OF BIRTH JULY 8, 1994, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD; 2) ON DECEMBER 5, 2014, ALLOWED ELENA WILLEMS, DECEASED, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD, TO CONSUME OR POSSESS ALCOHOLIC LIQUOR FOR PERSONAL CONSUMPTION ON THE LICENSED PREMISES; 3) ON DECEMBER 5, 2014, SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ELENA WILLEMS, DECEASED, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION; 4) ON DECEMBER 5, 2014, ALLOWED ELENA WILLEMS, DECEASED, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 5) ON DECEMBER 5, 2014, ALLOWED ELENA WILLEMS, DECEASED, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 6)ON DECEMBER 5, 2014, SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ZACHARY RAINS, DATE OF BIRTH JANUARY 18, 1994, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD; 7) ON DECEMBER 5, 2014 ALLOWED ZACHARY RAINS, WHO WAS LESS THAN TWENTY-ONE (21) YEARS OLD, TO CONSUME OR POSSESS ALCOHOLIC LIQUOR FOR PERSONAL CONSUMPTION ON THE LICENSED PREMISES; 8) ON DECEMBER 5, 2014, SOLD OR FURNISHED ALCOHOLIC LIQUOR TO ZACHARY RAINS, WHO WAS IN AN INTOXICATED OR VISIBLY INTOXICATED CONDITION;

9) ON DECEMBER 5, 2014, ALLOWED ZACHARY RAINS, WHO WAS IN AN INTOXICATED CONDITION, TO CONSUME ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES; 10) ON DECEMBER 5, 2014, ALLOWED ZACHARY RAINS, WHO WAS IN AN INTOXICATED CONDITION, TO FREQUENT OR LOITER UPON THE LICENSED PREMISES; 11) ON NOVEMBER 15, 2014, ALLOWED A CONTEST ON THE LICENSED PREMISES IN WHICH A PRIZE IN EXCESS OF \$250.00 WAS GIVEN AWAY; 12) ON NOVEMBER 15, 2014, ALLOWED UNLAWFUL GAMBLING ON THE LICENSED PREMISES WITH RAFFLE TICKETS; 13) ON NOVEMBER 15, 2014, ALLOWED LOTTERY AND/OR RAFFLE TICKETS, UNLAWFUL GAMBLING DEVICE(S), ON THE LICENSED PREMISES : (LCC INV TRIERWEILER, CLINTON COUNTY SD, DEP Z. SMITH AND SGT CLARK AND MSP-LANSING LABRATORY, S. BEAUCHAMP)

11-05-2015 STIP FOR PROPOSED NEG SETTLEMENT COMM CLEMENTE-AG HALL COMM. ORDER :

> 12-16-2015 (2) THE COMMISSIONER DISMISSES CHARGE NOS. 3, 4, 5, 8, 9, 10, 12 AND 13; (3) THE VIOLATION REPORT OF THIS CASE, THE STIPULATED AGREEMENT AND THE BALANCE OF THE MLCC FILE IN THIS MATTER ARE ENTERED INTO THE RECORD AS SUBSTANTIVE EVIDENCE. THE COMMISSIONER FURTHER HAS TAKEN NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE BEING LICENSED ON FEBRUARY 10, 2005, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;

(4) THE LICENSEE IS HEREBY ORDERED TO PAY THE SANCTION OF A FINE OF \$1000 EACH FOR CHARGE NOS.1 AND 6; \$300 EACH FOR CHARGE NOS. 2, 7, AND 11; FOR A TOTAL FINE OF \$2900 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS A SUSPENSION OF ONE-HUNDRED AND FORTY-FIVE (145) CONTINUOUS DAYS IF THE TOTAL FINE OF \$2900 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MICHIGAN LIQUOR CONTROL COMMISSION (MLCC) FOR THIS LICENSEE.

(5) THE LICENSEE ALSO WILL SERVE A 3 DAY SUSPENSION WITHIN 90 DAYS OF THE COMMISSION'S ORDER.

NEGOTIATED SETTLEMENT 801(2)

173380 08/26/2015 COMPLAINT NO: VIOLATION DATE :

LAWRENCE PETROLEUM D.B.A 57887 RED ARROW ADDRESS

> LAWRENCE MI 49064 COUNTY: VAN BUREN

LICENSEE(S): LAWRENCE PETROLEUM, L.L.C. INTEREST : LLC

NSF CHECK \$1359.94 \*\*PAID NSF ON 9/22/15\*\* CHARGE

11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ ACK COMM. ORDER :

> 12-09-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 5 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173177 VIOLATION DATE : 08/12/2015

LEGENDS SPORTS BAR AND GRILL D.B.A

1027 E MICHIGAN ADDRESS

> PAW PAW MI 49079 COUNTY: VAN BUREN

LICENSEE(S) : BULLPEN OF PAW PAW, INC. INTEREST : CRP

NSF CHECK \$1211.41 \*\*\*NSF OUTSTANDING\*\*\* CHARGE

11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ RULE 15(E) COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107. THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R

436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF

THE LICENSES. RULE 15E

COMPLAINT NO: 172688 VIOLATION DATE: 07/23/2015

FAMILY FARE #1980 D.B.A : ADDRESS 847 S KALAMAZOO

> PAW PAW MI 49079 COUNTY: VAN BUREN

LICENSEE(S) : PREVO'S FAMILY MARKETS, INC. INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-312, (20): (LCC INV REEDER/CLERK AMY KATE CHARGE

KLOOSTER/ID CHECKED)

12-02-2015 STIP FOR PROPOSED NEG SETTLEMENT COMM CLEMENTE-AG HALL COMM. ORDER :

> 12-16-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$400.00 FOR THE CHARGE IN THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 20 THIS MATTER. CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

NEGOTIATED SETTLEMENT SEC 801(2) ORDER.

COMPLAINT NO: 171815 06/11/2015 VIOLATION DATE :

SPORTSMAN'S BAR D.B.A ADDRESS 126 E MICHIGAN

> PAW PAW MI 49079 COUNTY: VAN BUREN

LICENSEE(S) : MODICA INVESTMENTS, INC. CRP INTEREST :

1) PERMITTED THE LICENSED PREMISES TO BE OCCUPIED BY PERSONS OTHER THAN THE LICENSEE OR CHARGE THE LICENSEE'S WORKING BONA FIDE EMPLOYEE(S), CHRISTOPHER ANDERSEN AND/OR MARCI COLLIER,

BETWEEN 2:30 A.M. AND 7:00 A.M.; 2) SOLD OR FURNISHED ALCOHOLIC LIQUOR TO CHRISTOPHER ANDERSEN, BETWEEN 2:00 A.M. AND 7:00 A.M.; 3) PERMITTED THE CONSUMPTION OF ALCOHOLIC LIQUOR UPON THE LICENSED PREMISES BY CHRISTOPHER ANDERSEN, BETWEEN 2:30 A.M. AND 7:00 A.M.

: (PAW PAW PD, OFC MCMEEKAN)

COMM. ORDER : 12-07-2015 HEARING HELD KALAMAZOO MOURNING/GEISSLER/DECLERCQ NEG SETTLEMENT

> 12-22-2015 BASED UPON THE AFOREMENTIONED PLEA AND FACTUAL BASIS, THE ADMINISTRATIVE LAW JUDGE FINDS THAT THE LICENSEE VIOLATED RULE 436.1403(2) AS CITED IN CHARGE NO. 1 IN THE

COMPLAINT.

AS A PENALTY, THE ADMINISTRATIVE LAW JUDGE ORDERS A FINE OF \$300 FOR CHARGE NO. 1 IN THIS MATTER. FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING OF THIS ORDER.

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TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 172998 **VIOLATION DATE:** 07/14/2015

D.B.A : TASTE

ADDRESS : 402 PHOENIX

SOUTH HAVEN MI 49090 COUNTY: VAN BUREN

LICENSEE(S): JWILCO INC INTEREST: CR

CHARGE: 1) SOLD OR TRANSFERRED THE LICENSE, OR AN INTEREST IN THE LICENSE TO PEELIE, LLC, WITHOUT

THE PRIOR APPROVAL OF THE MICHIGAN LIQUOR CONTROL COMMISSION; 2) ALLOWED A LIMITED LIABILITY CORPORATION, PEELIE, LLC, WHOSE NAME DOES NOT APPEAR ON THE LICENSE, TO DERIVE USE OR BENEFIT FROM THE LICENSE; 3) ON OR ABOUT APRIL 16, 2015, OBTAINED LICENSES IN ITS NAME FOR THE USE OR BENEFIT OF ANOTHER CORPORATION, PEELIE, LLC, WHOSE NAME DOES NOT

APPEAR ON THE LICENSE : (LCC INV SCHAAR)

COMM. ORDER: 12-04-2015 STIP FOR PROPOSED NEG SETTLEMENT-ALJ MOURNING-AG HALL

12-22-2015 IT IS ORDERED THAT: 1. THE LICENSEE'S PLEAS OF ACKNOWLEDGMENT TO CHARGE NOS. 1,

- 2, AND 3 AS CITED IN THE COMPLAINT ARE ACCEPTED BY THE ADMINISTRATIVE LAW JUDGE; 2. THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED INTO THE HEARING RECORD AS
- Z. THE VIOLATION REPORT AND ITS ATTACHMENTS ARE ENTERED INTO THE HEARING RECORD AS SUBSTANTIVE EVIDENCE;
- 3. THE ADMINISTRATIVE LAW JUDGE WILL TAKE NOTICE OF THE PRIOR RECORD OF THIS LICENSEE, SINCE BEING LICENSED ON MAY 24, 2013, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP;
- 4. THE LICENSEE VIOLATED MCL 436.1529(1) AS CITED IN CHARGE NO. 1 AND RULE 436.1041(1) AS CITED IN CHARGE NOS. 2 AND 3 IN THE COMPLAINT;
- 5. AS A PENALTY, THE LICENSEE SHALL PAY A FINE OF \$300 EACH FOR CHARGE NOS. 1, 2, AND 3, BEING A TOTAL FINE OF \$900, IN THIS MATTER;
- 6. A SUSPENSION OF FORTY (45) CONTINUOUS DAYS SHALL BE IMPOSED IF THE FINE IS NOT PAID, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER;

12-22-2015 7.FURTHER, THE ADMINISTRATIVE LAW JUDGE ORDERS THAT ALL LICENSES AND PERMITS ISSUED TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED ON MAY 1, 2016, WITH THE SUSPENSION REMAINING IN EFFECT UNTIL THE LICENSEE: A) ASSUMES FULL PROPRIETARY CONTROL OF THIS LICENSED BUSINESS, OR B) TRANSFERS SAID LICENSES TO A PERSON APPROVED BY THE COMMISSION, OR C) ALLOWS SAID LICENSES AND PERMITS TO TERMINATE PURSUANT TO THE PROVISIONS OF RULE 436.1107.

8. THIS NEGOTIATED SETTLEMENT IS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE COMMISSION, THAT THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, EITHER TO THE COMMISSION OR ANY COURT OF LAW, THAT THE PLEAS IN THIS CASE HAVE BEEN ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES, THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED AS PART OF THE OFFICIAL RECORD HEREIN, AND THAT THIS NEGOTIATED SETTLEMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

**COMPLAINT NO: 172687 VIOLATION DATE: 07/23/2015** 

D.B.A : JOE'S BAR AND GRILL

ADDRESS : 248 BROADWAY

SOUTH HAVEN MI 49090 COUNTY: VAN BUREN

LICENSEE(S): JWILCO INC INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-345, (18): (LCC INV SCHMIDT/CLERK ZACHARY

LEE BUNYAN/ID CHECKED)

COMM. ORDER: 11-30-2015 HEARING HELD KALAMAZOO CLEMENTE/HALL/DELCERCQ ACK

12-21-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$500 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE. SEC 801(2

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## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173023 **VIOLATION DATE:** 08/07/2015

D.B.A : WHAT CREPE

ADDRESS : 241 E LIBERTY

ANN ARBOR MI 48104

COUNTY: WASHTENAW

LICENSEE(S): WHAT CREPE ANN ARBOR, LLC INTEREST: LLC

CHARGE: NSF CHECK \$247.03 \*\*\*NSF OUTSTANDING\*\*\*

COMM. ORDER: 11-23-2015 HEARING HELD PITTSFIELD CLEMENTE/ASEVEDO/DECLERCQ RULE 15(D)

12-04-2015 FURTHER, THE COMMISSIONER ORDERS A FINE OF \$150 AS PENALTY FOR THE ONE CHARGE IN COMPLAINT NO. 5-173023 IN THESE MATTERS. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF SEVEN (7) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS

ORDER.

FURTHER, THE COMMISSIONER ORDERS THAT ALL LICENSES AND PERMITS ISSUED BY THE COMMISSION TO THIS LICENSEE AT THE ABOVE-NAMED LOCATION BE SUSPENDED IF THE ABOVE DISHONORED CHECKS, SERVICE CHARGES, AND TOTAL FINES, PREVIOUSLY AND CURRENTLY DUE, ARE NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING OF THIS ORDER. THIS SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE LICENSEE IS IN COMPLIANCE WITH THIS ORDER OR THE LICENSES AND PERMITS ARE

COUNTY: WASHTENAW

TERMINATED, PURSUANT TO RULE 436.1107.

**COMPLAINT NO:** 172638 **VIOLATION DATE:** 06/19/2015

D.B.A : TASTE KITCHEN

ADDRESS : 521 EAST LIBERTY

ANN ARBOR MI 48104

LICENSEE(S): RWB GROUP LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 11-25-2014

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 11-25-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM

APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 12-18-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 10-29-2015 LIC ACK COMMISSIONER CLEMENTE

12-01-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

**COMPLAINT NO:** 173788 **VIOLATION DATE:** 10/08/2015

D.B.A : THOMPSON'S BAR & GRILL

ADDRESS : 10655 W MICHIGAN

SALINE MI 48176 COUNTY: WASHTENAW

LICENSEE(S): D.L. THOMPSON, INC.

COMM. ORDER: 11-19-2015 LIC ACK COMMISSIONERCLEMENTE

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

## ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 172468 VIOLATION DATE : 06/12/2015

EXPRESS MART D.B.A 5490 W MICHIGAN ADDRESS

> YPSILANTI MI 48197 COUNTY: WASHTENAW

LICENSEE(S): SKWK, INC. INTEREST :

FAILED TO COMPLY WITH ALL STATE AND LOCAL BUILDING, PLUMBING, ZONING, SANITATION, AND CHARGE

HEALTH LAWS, RULES, AND ORDINANCES, SPECIFICALLY: PITTSFIELD TOWNSHIP CODE § 15.03, AS DETERMINED BY THE STATE AND LOCAL LAW ENFORCEMENT OFFICIALS WHO HAVE JURISDICTION :

(PITTSFIELD TWP DPS, D/SGT HAMILTON)

11-12-2015 LIC ACK COMMISSIONERCLEMENTE COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

> ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER

COMPLAINT NO: 173501 VIOLATION DATE : 04/08/2015

D.B.A MARSHALL'S BAR : : 14716 E JEFFERSON ADDRESS

> DETROIT MI 48215 COUNTY: WAYNE

LICENSEE(S) : KAPUSCINSKI, THADDEUS G INTEREST :

1) SOLD OR TRANSFERRED IN THE AGGREGATE MORE THAN 10% OF THE STOCK OF THE LICENSED CHARGE

CORPORATION, WITHOUT THE PRIOR APPROVAL OF THE MICHIGAN LIQUOR CONTROL COMMISSION; 2) ALLOWED A PERSON, AND/OR OBTAINED A LICENSE, FOR THE USE OR BENEFIT OF KATHRYN E.

TOMLIAN, WHOSE NAME DOES NOT APPEAR ON THE LICENSE, TO DERIVE USE OR BENEFIT FROM THE LICENSE; 3) THE LICENSEE FAILED TO MAKE REQUIRED RECORDS AVAILABLE FOR INSPECTION; 4) FAILED TO MAINTAIN RECORDS SUFFICIENT TO DETERMINE OWNERSHIP OF THE LICENSED BUSINESS AND TO WHOM THE PROFITS OR LOSSES OF THE BUSINESS ACCRUED; 5) FAILED TO MAINTAIN APPROPRIATE

RECORDS FOR A FOUR-YEAR PERIOD OF TIME : (LCC INV ANDERSON)

12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT COMM. ORDER :

> 12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$100 EACH FOR CHARGE NOS. 1 THRU 3, FOR A TOTAL FINE OF \$300. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS

FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED

CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS

LICENSEE. NEGOTIATED SETTLEMENT

COMPLAINT NO: 173691 VIOLATION DATE: 09/28/2015

GODFATHER LOUNGE D.B.A 15838 W SEVEN MILE ADDRESS

> DETROIT MI 48235 COUNTY: WAYNE

LICENSEE(S) : BOLDEN CORP INTEREST : CRP

: NSF CHECK \$1462.70 \*\*PAID NSF 11/12/15\*\* CHARGE COMM. ORDER : 11-17-2015 LIC ACK COMMISSIONER GAFFNEY

12-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$250 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THIRTEEN (13) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING

DATE OF THIS ORDER.

TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173159 **VIOLATION DATE:** 07/18/2015

D.B.A : BLUE JAY MARKET
ADDRESS : 3317 S FORT

DETROIT MI 48217 COUNTY: WAYNE

LICENSEE(S): BLUE JAY GROUP, INC. INTEREST: CRI

CHARGE: 1) SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY 04-03 (20); 2) FAILED TO COMPLY WITH ALL STATE AND LOCAL BUILDING, PLUMBING, ZONING, SANITATION, AND HEALTH LAWS, RULES AND

ORDINANCES, SPECIFICALLY: NO CERTIFICATE OF COMPLIANCE, AS DETERMINED BY THE STATE AND LOCAL LAW ENFORCEMENT OFFICIALS WHO HAVE JURISDICATION: (DPD, 4TH PREC, 15-39, LT

QUARELLO, SGT TOMSIC, OFC MORENO, OFC CARVER)

COMM. ORDER: 12-04-2015 LIC ACK COMMISSIONER GAFFNEY

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$500 FOR CHARGE NO. 1 AND \$100 FOR CHARGE NO. 2 FOR A TOTAL FINE OF \$600, WHICH IS DUE WITHIN FORTY-FIVE (45) DAYS OF THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE AT THE ABOVE-NAMED LOCATION TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE TERMINATED PURSUANT TO THE

PROVISIONS OF ADMINISTRATIVE RULE R 436.1107.

THE COMMISSIONER FURTHER WARNS THE LICENSEE THAT FAILURE TO MAKE PAYMENT WITHIN THE TIME ALLOTTED MAY RESULT IN AN ADDITIONAL VIOLATION UNDER ADMINISTRATIVE RULE R 436.1029, WHICH MAY SUBJECT THE LICENSEE TO ADDITIONAL PENALTIES, INCLUDING REVOCATION OF THE LICENSES.

**COMPLAINT NO: 172666 VIOLATION DATE: 07/21/2015** 

D.B.A : LINDSAY LIQUOR

ADDRESS : 17244- 17256 W SEVEN MILE

DETROIT MI 48235 COUNTY: WAYNE

LICENSEE(S): R & Y VENTURES, INC.

CHARGE : NSF \$3006.62 \*\*PAID EFT 8/4/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-09-2015 THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT. 12-09-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS ELEVEN (11) PREVIOUS VIOLATIONS EIGHT (8) SIMILAR TO THE INSTANT CASE, SINCE SECURING MLCC LICENSURE ON OCTOBER

26, 2007, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.
IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER
HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS
AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE
CHARGE CITED ABOVE. THE COMMISSIONER HEREBY ACCEPTS THE ADMINISTRATIVE DOCUMENTS AND
ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER
HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING MLCC LICENSURE AT THE
ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. BASED UPON THE AFOREMENTIONED PLEA BY
THE LICENSEE AND A REVIEW OF THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO, THE

COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1059, AS CITED IN THE ONE CHARGE OF

THE COMPLAINT.

AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$200. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TEN (10) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

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## **ORIGINAL DECISION REPORT FROM 12-01-2015**

COMPLAINT NO: 167852 VIOLATION DATE: 08/28/2014

D.B.A : L & T FOOD CENTER

ADDRESS : 10240- 10246 WHITTIER

DETROIT MI 48224 COUNTY: WAYNE

LICENSEE(S): KEVIN'S LIQUOR STORE, INC.

CHARGE: 1) ALLOWED NARCOTICS PARAPHERNALIA, SPECIFICALLY: GLASS PIPES, TO BE USED, STORED,

EXCHANGED OR SOLD ON THE LICENSED PREMISES; 2) WADIE M. MANSOOR, THE LICENSEE ENGAGED IN AN ILLEGAL OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: NO CERTIFICATE OF COMPLIANCE; 3) ALLOWED THE SALE, POSSESSION, OR USE OF A CONTROLLED SUBSANCE ON THE LICENSED PREMISES, SPECIFICALLY: MARIJUANA; 4) WADIE M. MANSOOR, THE LICENSEE, ENGAGED IN AN ILLEGAL OCCUPATION OR ILLEGAL ACT UPON THE LICENSED PREMISES, SPECIFICALLY: NO CITY OF DETROIT BUSINESS LICENSE: (DPD, VICE, 14-55, SGT GREER-TRAVIS,

OFCS HERNDON, WANOGHO, GONZALES AND FREDERICK)

COMM. ORDER: 12-15-2014 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON HEARING ADJORNED ON RECORD

LICENSEE ILL

12-09-2015 HEARING HELD SOUTHFIELD CLEMENTE/ASEVEDO/GIBSON NEG SETTLEMENT

09-16-2015 SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON HEARING ADJORNED ON RECORD FOR LICENSEE TO

GET ATTORNEY.

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300 FOR CHARGE NO. 1. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER WAS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

FURTHER, THE COMMISSIONER ORDERS CHARGE NOS. 2, 3 AND 4, CITED ABOVE, HEREBY DISMISSED,

WITH PREJUDICE.

NEGOTIATED SETTLEMENT

**COMPLAINT NO:** 173230 **VIOLATION DATE:** 08/17/2015

D.B.A : BRAND DRUGS

ADDRESS : 6301 MACK

DETROIT MI 48207 COUNTY: WAYNE

LICENSEE(S): DJK VENTURES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$3391.08 \*\*PAID NSF IN FULL 10/1/15\*\*

COMM. ORDER: 12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$300 FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINTS (173231), CITED ABOVE, FOR A TOTAL FINE OF \$600. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO:** 173231 **VIOLATION DATE :** 08/21/2015

D.B.A : BRAND DRUGS

ADDRESS : 6301 MACK

DETROIT MI 48207 COUNTY: WAYNE

LICENSEE(S): DJK VENTURES, INC. INTEREST: CRP

CHARGE: NSF CHECK \$1763.80 \*\*PAID NSF 10/1/15\*\*

COMM. ORDER: 12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSONNEG SETTLEMENT

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$300 FOR THE ONE CHARGE IN EACH OF THE TWO (2) COMPLAINT (173230), CITED ABOVE, FOR A TOTAL FINE OF \$600. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$600 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT

CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173772 VIOLATION DATE : 10/16/2015

ULTRA GRAND LOUNGE D.B.A

24200-24202- 24204 W GRAND RIVER ADDRESS

> DETROIT MI 48219 COUNTY: WAYNE

LICENSEE(S) : ULTRA GRAND LOUNGE, LLC INTEREST :

SOLD OR FURNISHED ALCOHOLIC BEVERAGES WITHOUT FULLY COMPLYING WITH THE PROVISIONS OF THE CHARGE MICHIGAN LIQUOR CONTROL CODE BY FAILING TO PROVIDE PROOF OF FINANCIAL RESPONSIBILITY,

WHICH RESULTED IN A SUSPENSION BASED ON AN ORDER OF THE COMMISSION DATED SEPTEMBER 18,

2015 : (LCC INV COLEMAN)

COMM. ORDER : 12-11-2015 LIC ACK COMMISSIONERCLEMENTE

> 12-30-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$200.00 FOR THE CHARGE IN THIS MATTER WHICH IS DUE WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. THE COMMISSIONER ALSO ORDERS ALL LICENSES AND PERMITS FOR THIS LICENSEE TO REMAIN IN ESCROW UNTIL ALL OUTSTANDING FINES AND FEES ARE PAID IN FULL OR THE LICENSES AND PERMITS ARE

TERMINATED PURSUANT TO THE PROVISIONS OF ADMINISTRATIVE RULE R 436.1107

COMPLAINT NO: 173787 VIOLATION DATE : 10/09/2015

D.B.A LIQUOR LOCKER PARTY STORE :

ADDRESS 8716 MICHIGAN :

> DETROIT MI 48210 COUNTY: WAYNE

LIQUOR LOCKER, INC. LICENSEE(S) : INTEREST : CRP

NSF CHECK \$1315.14 \*\*PAID NSF 10/26/15\*\* CHARGE 11-04-2015 LIC ACK COMMISSIONER GAFFNEY COMM. ORDER :

> 12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

> ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER

COMPLAINT NO: 172732 07/23/2015 VIOLATION DATE :

SUPREME LIQUOR SHOP D.B.A ADDRESS 18932-34-40- 18942 HAYES

> DETROIT MI 48205 COUNTY: WAYNE

LICENSEE(S) : SUPREME LIQUOR SHOP, INC. INTEREST : CRP

NSF CHECK \$5144.61 \*\*PAID NSF IN FULL 8/7/15\*\* CHARGE

11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON DISMISSED. COMM. ORDER :

12-08-2015 DISMISSED

COMPLAINT NO: 172631 06/03/2015 VIOLATION DATE :

D.B.A GOLD CASH GOLD : ADDRESS 2100 MICHIGAN

> DETROIT MI 48226 COUNTY: WAYNE

LICENSEE(S): GOLD CASH GOLD, LLC INTEREST : LLC

FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 06-04-2014 CHARGE BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 12-02-2014:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER : 10-19-2015 LIC ACK COMMISSIONER CLEMENTE

> 12-02-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 THIS MATTER. CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

> ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER

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TO 12-31-2015

### ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173594 VIOLATION DATE: 09/23/2015

D.B.A : OTTAVA VIA
ADDRESS : 1400 MICHIGAN

DETROIT MI 48216 COUNTY: WAYNE

LICENSEE(S): EIGHTH STREET VENTURES, LLC INTEREST: LLC

CHARGE : NSF \$1610.78 \*\*PAID NSF 10/26/15\*\*

COMM. ORDER: 11-09-2015 LIC ACK COMMISSIONERCLEMENTE

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING

DATE OF THIS ORDER.

**COMPLAINT NO:** 173880 **VIOLATION DATE:** 10/14/2015

D.B.A : CODY LIQUOR
ADDRESS : 18320 W CHICAGO

DETROIT MI 48228 COUNTY: WAYNE

LICENSEE(S): CODY LIQUOR, INC. INTEREST: CRP

CHARGE: NSF CHECK \$1939.56 \*\*PAID NSF 11/4/15\*\*

COMM. ORDER: 11-23-2015 LIC ACK COMMISSIONER GAFFNEY

12-10-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$100 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF FIVE (5) CONTINUOUS DAYS TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS

ORDER.

**COMPLAINT NO: 172858 VIOLATION DATE: 07/28/2015** 

D.B.A : DESMOND'S ELEGANT AFFAIRS
ADDRESS : 12924- 12926 PURITAN

DETROIT MI 48227 COUNTY: WAYNE

LICENSEE(S): DEZ & KHLOE, INC. INTEREST: CRP

CHARGE: NSF CHECK \$1134.42 \*\*PAID NSF IN FULL 8/28/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON RULE 15(E)

12-09-2015 IN DETERMINING PENALTY FOR THE ONE CHARGE FOR WHICH A VIOLATION WAS FOUND, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON MAY 19, 2015, AT THE ABOVE LOCATION UNDER THE CURRENT

OWNERSHIP.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$100 FOR THE SINGLE CHARGE CITED ABOVE. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF FIVE (5) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$100 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE.

**COMPLAINT NO: 173871 VIOLATION DATE: 08/25/2015** 

D.B.A : JOHNSON'S SOUTHERN BAR & GRILL

ADDRESS: 14701 PLYMOUTH

DETROIT MI 48227 COUNTY: WAYNE

LICENSEE(S): JOHNSON'S SOUTHERN BAR & GRILL, LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 01-28-2015

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN  $180\,$  DAYS OF THE ISSUANCE OF THE LICENSE: 02-23-2015 :

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-18-2015 LIC ACK COMMISSIONER CLEMENTE

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF THREE (3) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING OF THIS ORDER.

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TO 12-31-2015

# **ORIGINAL DECISION REPORT FROM 12-01-2015**

COMPLAINT NO: 167032 VIOLATION DATE: 06/01/2014

D.B.A : WHITE HOUSE
ADDRESS : 625 SHELBY

DETROIT MI 48226 COUNTY: WAYNE

LICENSEE(S): 625 SHELBY, LLC INTEREST: LL

CHARGE: MICHAEL DAVIS, II, THE CLERK, SERVANT, AGENT OR EMPLOYEE OF THE LICENSEE, ENGAGED IN

ILLEGAL OCCUPATION/ACT UPON THE LICENSED PREMISES, SPECIFICALLY: PERMITTED OVERCROWDING: (DPD, VICE, 14-39, SGT GREER-TRAVIS, OFCS HERNDON, WILLIAMS, ATKINS AND WANOGHO AND

DETROIT FIRE MARSHALL, LTS LEE AND THOMAS)

COMM. ORDER: 11-26-2014 HEARING HELD SOUTHFIELD GAFFNEY/MOODY-FREEZA/GIBSON ADJORNED ON RECORD

12-09-2015 HEARING HELD SOUTHFIELD CLEMENTE/ASEVEDO/GIBSON NEG SETTLEMENT

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$300. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF FIFTEEN (15) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$300 IS NOT PAID WITHIN FORTY-FIVE (45) FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER

SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE. NEGOTIATED SETTLEMENT

**COMPLAINT NO: 173413 VIOLATION DATE: 07/30/2015** 

D.B.A : BIG DADDY'S

ADDRESS : 9100 OAKLAND

DETROIT MI 48211 COUNTY: WAYNE

LICENSEE(S): M S KARIM ENTERPRISES, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY 3-3 (18): (DPD, 3RD PREC, 15-41, SGT

HALL AND OFC HELMS/CLERK SAIF HABEEB/ID NOT CHECKED)

COMM. ORDER: 12-09-2015 HEARING HELD SOUTHFIELD CLEMENTE/ASEVEDO/GIBSON ACK

12-22-2015 AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN

FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. 801(2)

**COMPLAINT NO:** 172851 **VIOLATION DATE:** 07/31/2015

D.B.A : PONY KEG WINE SHOPPE

ADDRESS : 17900 E WARREN

DETROIT MI 48224 COUNTY: WAYNE

LICENSEE(S): FRANK'S LIQUOR ENTERPRISE, INC. INTEREST: CRP

CHARGE: NSF CHECK \$5960.22 \*\*PAID NSF IN FULL 9/1/15\*\*

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-09-2015 THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

12-09-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO PREVIOUS VIOLATIONS SINCE SECURING MLCC LICENSURE ON JUNE 2, 2015, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW:

THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE CITED ABOVE.

THE COMMISSIONER HEREBY ACCEPTS THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE SECURING MLCC LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE ADMINISTRATIVE DOCUMENTS AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED RULE 436.1059, AS CITED IN THE ONE CHARGE IN THE COMPLAINT.AS PENALTY, THE COMMISSIONER ORDERS A TOTAL FINE OF \$200 FOR THE ONE CHARGE CITED ABOVE. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TEN (10) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

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# ORIGINAL DECISION REPORT FROM 12-01-2015

TO 12-31-2015

COMPLAINT NO: 171031 VIOLATION DATE : 12/02/2014

D.B.A TIMMY'S MARKET

17700- 17704 W SEVEN MILE ADDRESS

> DETROIT MI 48235 COUNTY: WAYNE

LICENSEE(S) : TIMMY'S MARKET, INC. INTEREST :

SOLD, FURNISHED, OR ALLOWED CONSUMPTION OF ALCOHOL OR POSSESSED ALCOHOL ON THE LICENSED CHARGE

PREMISES; 225 CASES OF CORONA BOTTLED BEER, NOT PURCHASED FROM AN AUTHORIZED SOURCE : (LCC INV MARSHALL, BRANER AND COLEMAN)

12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT COMM. ORDER :

> 12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$2,500. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF 125 CONTINUOUS DAYS IF THE TOTAL FINE OF \$2,500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS

ORDERED BY THE MLCC FOR THIS LICENSEE. NEGOTIATED SETTLEMENT

COMPLAINT NO: 173414 VIOLATION DATE : 07/30/2015

HAPPY FOUR PARTY STORE D.B.A

ADDRESS 1444 W FORT

> DETROIT MI 48216 COUNTY: WAYNE

LICENSEE(S) : HAPPY FOUR, INC. INTEREST : CRP

SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY 3-2 (18): (DPD, 3RD PREC, 15-42, SGT CHARGE

HALL AND OFC HELMS/CLERK CHELDEN ROBINSON/ID NOT CHECKED)

12-09-2015 HEARING HELD SOUTHFIELD/ASEVEDO/GIBSON NEG SETTLEMENT COSTS \$207.60 COMM. ORDER :

> 12-22-2015 AS A PENALTY, THE COMMISSIONER ORDERS A FINE OF \$600 FOR THE CHARGE IN THIS MATTER. FURTHER, THE COMMISSIONER ORDERS THAT A SUSPENSION OF THIRTY (30) CONTINUOUS DAYS SHALL BE IMPOSED, WITH THIS SUSPENSION TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE COMMISSION, IF THE TOTAL FINE IS NOT PAID WITHIN FORTY-

FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

IN ADDITION, THE COMMISSIONER ORDERS THE LICENSEE TO PAY \$207.60 IN WITNESS FEES

FOR THIS HEARING. 801(2) NEGOTIATED SETTLEMENT

COMPLAINT NO: 172853 VIOLATION DATE : 07/29/2015

D.B.A : JEFFERSON LIQUOR PLACE

3853 W JEFFERSON ADDRESS

> ECORSE MI 48229 COUNTY: WAYNE

LICENSEE(S): LIRATO INVESTMENTS, INC. INTEREST : CRP

NSF CHECK \$1791.00 \*\*PAID NSF 8/18/15\*\* CHARGE

11-30-2015 STIP FOR PROPOSED NEG SETTLEMENT-GAFFNEY-MCDOWELL COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 COMBINED WITH \$300 FOR 172734 & \$300 FOR 173518 FOR A TOTAL OF \$900 FOR THE CHARGE IN THIS MATTER. COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 45 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. NEGOTTATED

SETTLEMENT

COMPLAINT NO: 173518 VIOLATION DATE : 09/09/2015

D.B.A JEFFERSON LIQUOR PLACE :

3853 W JEFFERSON ADDRESS

> ECORSE MI 48229 COUNTY: WAYNE

LICENSEE(S): LIRATO INVESTMENTS, INC. INTEREST :

: NSF CHECK \$2481.87 \*\*PAID NSF IN FULL 10/1/15\*\* CHARGE

11-30-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM GAFFNEY-AG MCDOWELL. COMM. ORDER :

> 12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 COMBINED WITH \$300 FOR 172853 & \$300 FOR 172734 FOR A TOTAL OF \$900 FOR THE CHARGE IN THIS MATTER. COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 45 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER. NEGOTIATED

SETTLEMENT

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 172734 **VIOLATION DATE:** 07/17/2015

D.B.A : JEFFERSON LIQUOR PLACE

ADDRESS : 3853 W JEFFERSON

ECORSE MI 48229 COUNTY: WAYNE

LICENSEE(S): LIRATO INVESTMENTS, INC. INTEREST: CRP

CHARGE : NSF CHECK \$8725.65 \*\*PAID NSF 8/18/15\*\*

COMM. ORDER: 11-30-2015 STIP FOR PROPOSED NEG SETTLEMENT-COMM GAFFNEY-AG MCDOWELL.

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$300 COMBINED WITH \$300 FOR 172853 & \$300 FOR 173518 FOR A TOTAL OF \$900 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 45 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MALLING DATE OF THIS ORDER. NEGOTIATED

SETTLEMENT

**COMPLAINT NO:** 173003 **VIOLATION DATE:** 07/27/2015

D.B.A : BOTTLES N STUFF
ADDRESS : 15365 NEWBURGH

LIVONIA MI 48154 COUNTY: WAYNE

LICENSEE(S): KIMJ, INC. INTEREST: CRP

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY 15-01 (19): (LIVONIA PD, SGT PETSCH AND OFC KNAPP/CLERK CHEYENNE SKYE THOM/ID NOT CHECKED)

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-09-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500. IN ADDITION, THE COMMISSIONER ORDERS A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE DATE THIS ORDER IS MAILED. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THIS LICENSEE.

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

12-09-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY OFFICER STEPHEN KNAPP ON BEHALF OF THE LIVONIA POLICE DEPARTMENT.IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS NO VIOLATIONS SINCE BECOMING LICENSED ON MAY 17, 2012, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE SINGLE CHARGE, CITED ABOVE.THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, MCL 436.1801(2) AS CITED IN THE ONE CHARGE OF THE COMPLAINT.

TO 12-31-2015

07/27/2015

VIOLATION DATE :

## ORIGINAL DECISION REPORT FROM 12-01-2015

D.B.A : LEVAN WINE AND DELI SHOPPE

173002

ADDRESS : 36217 PLYMOUTH

COMPLAINT NO:

LIVONIA MI 48150 COUNTY: WAYNE

LICENSEE(S): GIANNI'S WINE SHOPPE, INC. INTEREST: CRP

CHARGE : SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, DECOY 15-01 (19) : (LIVONIA PD, SGT PETSCH AND

OFC KNAPP/CLERK VANESSA ROSE WILSON/ID CHECKED)

COMM. ORDER: 11-30-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-09-2015 order cont...As penalty, the commissioner orders a fine of \$500. In addition, the commissioner orders a suspension of twenty-five (25) continuous days if the total fine of \$500 is not paid within forty-five (45) days from the date this order is mailed. This suspension, if served, shall be served consecutively and not concurrently with any other suspensions ordered by the mLCC for this licensee.

THE LICENSEE AGREES THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE LICENSEE RECOGNIZES THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE LICENSEE ALSO AGREES THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

12-09-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY OFFICER STEPHEN KNAPP ON BEHALF OF THE LIVONIA POLICE DEPARTMENT. IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE LICENSEE'S TOTAL RECORD, WHICH SHOWS TWO (2) PREVIOUS DISSIMILAR VIOLATIONS SINCE BECOMING LICENSED ON SEPTEMBER 10, 2007, AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP. IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW: THE COMMISSIONER ACCEPTS THE LICENSEE'S PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE CITED ABOVE. THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE WITHOUT OBJECTION; FURTHER, THE COMMISSIONER HEREBY ACCEPTS A TRUE COPY OF THIS LICENSEE'S RECORD SINCE BEING LICENSED BY THE MLCC AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.BASED UPON THE AFOREMENTIONED PLEA BY THE LICENSEE AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE LICENSEE VIOLATED SECTION 801(2) OF THE MICHIGAN LIQUOR CONTROL CODE, MCL 436.1801(2) AS CITED IN THE ONE CHARGE OF THE COMPLAINT.

**COMPLAINT NO: 173190 VIOLATION DATE: 08/06/2015** 

D.B.A : PAPA ROMANO'S EATERY & TAVERN

ADDRESS : 555 ANN ARBOR

PLYMOUTH MI 48170 COUNTY: WAYNE

LICENSEE(S): LUCRATIVE PRODUCTIONS INC. INTEREST: CRP

CHARGE: 1) THE LICENSEE FAILED TO MAKE REQUIRED RECORDS AVAILABLE FOR INSPECTION; 2) SINCE JULY 15, 2012, FAILED AS A CORPORATE LICENSEE TO MAINTAIN A CURRENT CHARTER UNDER THE LAWS OF

THIS STATE : (LCC INV GODLEW)

COMM. ORDER: 12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON RULE 15(E)

12-22-2015 THE COMMISSIONER, THEREFORE, ORDERS A FINE OF \$100 FOR EACH OF THE TWO (2) CHARGES FOR WHICH A VIOLATION WAS FOUND, FOR A TOTAL FINE OF \$200 AS PENALTY IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THAT A SUSPENSION OF TEN (10) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$200 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC FOR THIS LICENSEE. RULE 15D

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

**COMPLAINT NO:** 173866 **VIOLATION DATE:** 08/19/2015

D.B.A

ADDRESS : 14

: 14777 KEEL ST

PLYMOUTH MI 48170 COUNTY: WAYNE

LICENSEE(S): LUCA MARIANO DISTILLERY LLC INTEREST: LLC

CHARGE: FAILED, REFUSED OR NEGLECTED TO OBEY A WRITTEN ORDER OF THE COMMISSION DATED 06-11-2014

BY FAILING TO PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN ALCOHOL SERVER TRAINING PROGRAM APPROVED BY THE COMMISSION WITHIN 180 DAYS OF THE ISSUANCE OF THE LICENSE: 02-18-2015:

(MLCC SERVER TRAINING COORDINATOR)

COMM. ORDER: 11-25-2015 LIC ACK COMMISSIONER CLEMENTE

12-21-2015 THEREFORE, THE COMMISSIONER ORDERS A PENALTY FINE OF \$50.00 FOR THE CHARGE IN THIS MATTER. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF 3 CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION

ORDERED BY THE MLCC, IF THE FINE IS NOT PAID WITHIN 45 DAYS FROM THE MAILING DATE OF THIS ORDER

ORDER

**COMPLAINT NO:** 172693 **VIOLATION DATE:** 07/29/2015

**D.B.A** : 7-ELEVEN #13464-E

ADDRESS : 2842 GRANGE

TRENTON MI 48183 COUNTY: WAYNE

LICENSEE(S): 7-ELEVEN, INC. (A TEXAS CORPORATION) INTEREST: CLC

GYULVESZI, NANCY L INTEREST: CLI HASAN, NAQID INTEREST: CLI

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, X-300 (20): (LCC INV WARDZINSKI/CLERK RICARDO

ORTIZ/ID NOT CHECKED)

COMM. ORDER: 12-07-2015 HEARING HELD SOUTHFIELD GAFFNEY/MCDOWELL/GIBSON NEG SETTLEMENT

12-22-2015 AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$1,000. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF FIFTY (50) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$1,000 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH

ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THESE CO-LICENSEES.

AS ADDITIONAL PENALTY, THE COMMISSIONER ORDERS ALL LICENSES AND PERMITS ISSUED BY THE MLCC TO THIS LICENSEE AT THE ABOVE-NAMED ADDRESS SUSPENDED FOR A PERIOD OF THREE (3) CONTINUOUS

DAYS. THE SUSPENSION SHALL BE SERVED ON A MONDAY, TUESDAY AND WEDNESDAY. 801(2)

NEGOTIATED SETTLEMENT

TO 12-31-2015

## ORIGINAL DECISION REPORT FROM 12-01-2015

COMPLAINT NO: 173503 VIOLATION DATE: 09/19/2015

**D.B.A** : 7-ELEVEN #13464-E

ADDRESS : 2842 GRANGE

TRENTON MI 48183 COUNTY: WAYNE

LICENSEE(S): 7-ELEVEN, INC. (A TEXAS CORPORATION) INTEREST: CLC

GYULVESZI, NANCY L
HASAN, NAQID
INTEREST: CLI

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, 15-GIO51 (18): (TRENTON PD, OFC

BINIARZ/CLERK ALEXANDER EDWARD NOWACKI/ID NOT CHECKED)

COMM. ORDER: 11-16-2015 HEARING HELD SOUTHFIELD GAFFNEY/ASEVEDO/GIBSON NEG SETTLEMENT COSTS \$22.80

12-08-2015 BASED UPON THE AFOREMENTIONED PLEA BY THE CO-LICENSEES AND A REVIEW OF THE VIOLATION REPORT AND ATTACHMENTS THERETO, THE COMMISSIONER FINDS THAT THE CO-LICENSEES IN THIS CASE VIOLATED SECTION 801(2) OF THE LIQUOR CONTROL CODE, MCL 436.1801(2), AS CITED IN THE ONE CHARGE OF THE COMPLAINT

THE ONE CHARGE OF THE COMPLAINT.

AS PENALTY, THE COMMISSIONER ORDERS A FINE OF \$500. IN ADDITION, THE COMMISSIONER ORDERS THAT A SUSPENSION OF TWENTY-FIVE (25) CONTINUOUS DAYS BE IMPOSED IF THE TOTAL FINE OF \$500 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER. THIS SUSPENSION, IF SERVED, SHALL BE SERVED CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSIONS ORDERED BY THE MLCC FOR THESE CO-LICENSEES. IN ADDITION, THE COMMISSIONER ORDERS THE CO-LICENSEES TO PAY \$22.80 FOR WITNESS FEES FOR THIS HEARING. THE CO-LICENSEES AGREE THIS NEGOTIATED SETTLEMENT WAS A FULL AND FINAL DISPOSITION OF THIS MATTER BEFORE THE MLCC. THE CO-LICENSEES RECOGNIZE THAT, AS TO THIS COMPLAINT, THERE IS NO FURTHER RIGHT OF ADMINISTRATIVE OR JUDICIAL APPEAL, TO EITHER THE MLCC OR A COURT OF LAW. THE CO-LICENSEES ALSO AGREE THAT THE PLEA IN THIS CASE WAS ENTERED VOLUNTARILY AND WITH THE FULL UNDERSTANDING OF ALL CONSEQUENCES. FURTHERMORE, ALL PARTIES AGREE THAT THERE ARE NO PROMISES, STIPULATIONS, UNDERSTANDINGS OR AGREEMENTS OTHER THAN THOSE STATED ABOVE AS PART OF THE OFFICIAL RECORD. THIS DOCUMENT REPRESENTS THE FINAL AGREED SETTLEMENT.

12-08-2015 IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED SUPPORT OF THE AFOREMENTIONED SETTLEMENT BY OFFICER AARON BINIARZ

ON BEHALF OF THE TRENTON POLICE DEPARTMENT.

IN DETERMINING WHETHER TO APPROVE THE NEGOTIATED SETTLEMENT AS PROPOSED ABOVE, THE COMMISSIONER CONSIDERED THE CO-LICENSEES' TOTAL RECORD, WHICH SHOWS ONE PREVIOUS SIMILAR VIOLATION, SINCE OBTAINING MLCC LICENSURE ON FEBRUARY 21, 1997, AT THE ABOVE-NAMED LOCATION.

IN CONSIDERATION OF THE AFOREMENTIONED CIRCUMSTANCES AND STATEMENTS, THE COMMISSIONER HEREBY ACCEPTS THE TERMS AND CONDITIONS OF THE PROPOSED NEGOTIATED SETTLEMENT AND ORDERS AS FOLLOW:

THE COMMISSIONER ACCEPTS THE CO-LICENSEES' PLEA OF ACKNOWLEDGMENT TO THE ONE CHARGE IN THIS CASE.

THE COMMISSIONER HEREBY ACCEPTS THE VIOLATION REPORT OF THIS CASE AND ATTACHMENTS THERETO AS SUBSTANTIVE EVIDENCE. IN ADDITION, THE COMMISSIONER ACCEPTS A TRUE COPY OF THE COLICENSEES' RECORD SINCE SECURING MLCC LICENSURE AT THE ABOVE-NAMED LOCATION UNDER THE CURRENT OWNERSHIP.

COMPLAINT NO: 173770 VIOLATION DATE: 10/10/2015

D.B.A : RUBY TUESDAY #7044-047

ADDRESS : NE CORNER OF US 131 & BOON

CADILLAC MI 49601 COUNTY: WEXFORD

LICENSEE(S): RT MICHIGAN FRANCHISE, LLC (A DELAWARE LIMITED LIABILITY COMPANY) INTEREST: LLC

CHARGE: SOLD OR FURNISHED ALCOHOL TO UNNAMED MINOR, GR-356 (20): (LCC INVS KLINGBEIL AND

MANN/CLERK ZACHERY MICHAEL PIFER/ID CHECKED)

COMM. ORDER: 11-17-2015 LIC ACK COMMISSIONERCLEMENTE

12-11-2015 THEREFORE, THE COMMISSIONER ORDERS A FINE OF \$500 AS PENALTY IN THIS MATTER, WITH \$100 WAIVED IN RECOGNITION OF THE LICENSEE'S LONG RECORD OF COMPLIANCE WITH THE LAW. THE COMMISSIONER FURTHER ORDERS THE LICENSEE TO SERVE A SUSPENSION OF TWENTY (20) CONTINUOUS DAYS, TO RUN CONSECUTIVELY AND NOT CONCURRENTLY WITH ANY OTHER SUSPENSION ORDERED BY THE MLCC, IF THE TOTAL FINE OF \$400 IS NOT PAID WITHIN FORTY-FIVE (45) DAYS FROM THE MAILING DATE OF THIS ORDER.

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